THE NEW-YORK DAILY TIMES,
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New-York Daily Times.

VOL. IV....NO. 1018. NEW-YORK, FRIDAY, DECEMBER 22, 1854. PRICE TWO CENTS.

LATEST INTELLIGENCE

By Telegraph to the New-York Daily Times.

FROM WASHINGTON.

AMERICAN MEDIATION IN FOREIGN AFFAIRS

THE CASE OF CAPT. GIBSON.

COURT REFORM IN THE DISTRICT OF COLUMBIA.

CORRESPONDENCE.

INTERESTING TO MISSIONARIES.

THE WEBSTER AND MASON LETTERS.

THE BELMONT RUMORS.

Nomination of Col. Steptoe Confirmed.

Special Dispatch to the New-York Daily Times.

WASHINGTON, Thursday Dec. 21.

The nomination of Col. STEPTOE for Governor of Utah was confirmed to-day, after considerable debate. Several objected to the nomination on the ground of expediency—they deeming the appointment of a military man inexpedient. Objections were also made because it would give a military and civil office to the same person. The Colonel, however, promises to resign his military commission. S.

Special Correspondence of the N. Y. Daily Times.

WASHINGTON, Wednesday, Dec. 20, 1854.

It has long been a subject of anxious inquiry in the religious community, whether a Missionary who goes to a foreign land in the prosecution of his Christian enterprise, loses his right of American citizenship, and is so deprived of appeal to the protection of the American Government against outrage and injustice abroad? The general rule is, as you know, that a man is understood to expatriate himself whenever he goes abroad with the declared purpose of renouncing his native allegiance, and of remaining under the jurisdiction of a foreign government. Christian Missionaries, without any expressed intention then to abandon their citizenship, frequently expect never to return to the United States, but to end their days, and find their graves upon the field of their self-sacrificing labors. It has been feared, therefore, that they thus cut themselves off from all right to look to the United States for protection from oppression and outrage by foreign powers.

The extensive circulation of the letter of Mr. WEBSTER to Mr. HULSEMANN relative to the case of Rev. Dr. KUNZE, in Greece, which I sent you yesterday will notice that the distinguished Secretary of State incidentally laid down the principle that the Missionary, unless he has by some express declaration, renounced absolutely his American citizenship, must be held to the same relationship to his native government during a protracted absence, as that entertained by the soldier or sailor who is absent on professional duty. This precedent thus set by so distinguished a statesman and jurist as Mr. WEBSTER, will be hailed by the religious community with great pleasure. It is due to Mr. WEBSTER's memory to say that the dispatch from the State Department of February, 1852, on the same subject, to which reference is made in his March letter, was his own. In the case he directed our representatives in the Ottoman Empire to recognize the American missionaries, distinctly, as American citizens, and to extend them all courtesy and protection as such. Ten years' experience only confirmed him in this view, which was more definitively presented in the case of Dr. KUNZE.

Notwithstanding all the British Provinces, whose severe threats in essential, have formally agreed to the terms of the Reciprocity Treaty, the President cannot issue his proclamation announcing the final consummation of the entire arrangement until after the Imperial Parliament of Great Britain has passed an act, on its part, to give full effect to the provisions of the treaty. Even if Great Britain were to waive that, upon the opinion of the Crown lawyers that such legislation is unnecessary, still the President could not act, because the act of the Congress of the United States carrying into effect the treaty stipulations, prohibits the President's proclamation after the last of September shall have passed such an act as is above suggested. Of course, no opinion of the Crown lawyers, or of the American Executive, can evade this positive provision of our own law. We must wait, therefore, a little longer; although, as the Imperial Parliament was to meet on the 12th of the present month, the delay cannot now be very great.

Mr. SUMNER, to-day, submitted a resolution to the Senate, seeking certain inquiry relative to the fishery licenses and bounty system, and the necessity of further legislation on that subject. The object of the inquiry is to draw the public attention to this matter, and see whether any, and what improvements are necessary. The present bounty system was established in 1792 or 1793, and doubtless requires modifications to adapt it to the present day. The Fishery Bounty laws originated at about the same period, and their latest modifications were made nearly thirty-five years ago. They provide now for bounties to the "Bank and Cod Fishermen" only; and it is a question for consideration whether they should not be made to cover the mackerel fisheries also, which were not included originally because they did not then exist. The present laws make it necessary that a fishing vessel shall be out four months in the year to be entitled to the bounty. It has been suggested that this period be extended to eight months, as that would greatly improve the fisheries as a school for seamen. Parties interested will do well to communicate with the Senate's Committee on Commerce on the subject.

A rumor that BELLMONT is to be recalled from the Hague, is afloat, but I am satisfied to-night that there is nothing in it. A story is told of the Minister at the Hague, worth repeating here. Mr. BELLMONT, in one of his last letters on the Gunpowder case, stated to the Dutch Minister for Foreign Affairs, that he would refer the case back to the United States Government for enforcement. The Dutch Minister inquired the meaning of the word "enforcement." Mr. BELLMONT, in reply, sent him a copy of "Webster unabridged," with the leaf turned down at the word in question, and a note suggesting that there were quite a variety of definitions, of which the Minister might select any that he should choose.

Everybody is awaiting further intelligence from the Crimea, with feverish anxiety. There is one thought in connection with the Winter campaign, which has never been suggested in the English or French papers, so far as I have seen. As there is never any snow in either England or France, and their people therefore know little or nothing of sleighs and sleighing, it seems natural enough that it should never have occurred to them that the Winter is the season of facile transportation of men and munitions of war and army supplies for the Russians,—and that while the Winter storms render it almost impossible for the allies to receive reinforcements or supplies, the ice furnishes to Russia a perfect system of bridges over the streams, and makes all the marshes passable, and that the snow affords a medium of transportation by sleds easy, rapid and reliable. Thus it would seem that if Russia has within herself the needed resources of men and supplies, she has the means of pouring them down in triple streams just at the very time when the allies are least able to help themselves. The history of the Roman Empire during the Third, Fourth and Fifth Centuries, discloses the remarkable fact that the warlike successes against the Romans, by the barbarians North of the Danube, were always in the Winter; and that it was in the Summer months the tide of invasion was rolled back. It seems not improbable that the ice bridges constituted the secret of the barbarian successes then, and the absence of them during the Summer, the secret of their failure. Like causes producing like effects, it is natural to conclude that the position of the allies is rendered far more critical, because of these facilities afforded by nature to their enemy.

Another thought is perhaps worthy of note. At our last advices from the Crimea, the Allied army was beginning to shiver with the cold, on the 13th November. To-day, the 20th of December, is the precise period fixed upon by the Allies as that on which they would be prepared for the decisive struggle. But here is an interval of five whole weeks;—what was to become of the Allies during all that time of inactivity!—the Russians meanwhile being engaged in sledding over the snow everything required for their comfort or the increase of their strength. S.

THIRTY-THIRD CONGRESS....Second Session.

SENATE....WASHINGTON, Thursday, Dec. 21.

Mr. SLIDELL presented a petition in favor of Americans abroad being privileged to "worship," "marry," and "bury the dead," according to the dictates of their own consciences.

Mr. STUART presented a bill for the improvement of lake harbors. Referred to the Committee on Commerce.

THE BREAKWATER ON LAKE CHAMPLAIN.

Mr. FOOT introduced a bill for finishing the Breakwater on Lake Champlain, and argued that but $16,000 was necessary to finish what Government had begun—that Lake Champlain, lying between New-York and Vermont, and extending into Canada, had a political as well as commercial importance—that the constitutional objections urged against the other bills do not apply to this, and that in the event of war it would be indispensably necessary that the works should be completed. Referred to the Committee on Commerce.

MEDIATION IN FOREIGN AFFAIRS.

Mr. SUMNER offered a resolution that the Committee on Foreign Affairs be directed to consider the expediency of tendering the mediation of the United States to the Governments of Great Britain, France, and Turkey, on the one side, and of Russia on the other, in the hope of withdrawing the existing controversy between them from the destructive umpirage of war, so that the blessings of peace may be secured to the people of these nations, and also to the general commerce of the world.

Mr. RUSK—Let it lie over.

Mr. SLIDELL moved that the Committee of Commerce be instructed to see what legislation is necessary to prevent a conflict between the laws of the several States in reference to pilotage.

Mr. BADGER moved that the Senate meet to-morrow, and then adjourn till Tuesday, Monday being Christmas day. Agreed to.

Mr. DAWSON presented from the Governor of Georgia the joint resolution of the Legislature of that State for the establishment of a Navy-yard at Brunswick.

COURT OF INVESTIGATION FOR CLAIMS.

Mr. BROCKHEAD called up the bill providing for the establishment of a Court of Investigation for Claims.

Mr. CASS hoped that something would be done to relieve Congress, to promptly settle claims, and to prevent fraud. He was not particular how this was effected, but it was indispensable that it should be done.

Mr. WELLER moved to strike out "Court" and insert "Board of Commissioners," because Judges from the nature of their appointments are permanent, but Commissioners are removable.

Mr. BROWN opposed the bill mainly on the constitutional objections to the payment of the expenses of such Court.

Mr. BUTLER replied to the objections of Messrs. Brown and WELLER.

Mr. PRATT spoke in favor of the bill.

Mr. WELLER replied in support of his amendment.

Mr. CLAYTON spoke in favor of the measure and urged the necessity of having a primary tribunal or claims so as to save the time, labor and confusion resulting from the present course.

Mr. BROWN reiterated his objections, and said the Court would cost more to enforce than a Board of Commissioners, or the present mode of settling claims.

Mr. BUTLER denied this, and spoke of the large sums hitherto paid by claimants, in order to get their claims adjusted.

Mr. CHASE said the tribunal proposed was not a Court—merely a Board, similar to the Masters in Chancery for reporting cases; the appointees should be for a term of years. He entered into a discussion of general judicial tenure, not relevant to this bill, and said he was in favor of electing the Judges of the Federal Courts for limited terms only.

Mr. BUTLER was in favor of this Tribunal, Court or Board, particularly as it would be a check against claim agents. He then eulogized the South Carolina courts and Judge RUFFIN's decisions.

Mr. WELLER replied, the Board of Commissioners would resemble the elective judiciary in the new States, where the elective justices are quite as distinguished as those by the Governors.

Mr. STUART spoke against the amendment of Mr. WELLER.

Mr. DOUGLAS endorsed his sentiments, and said that nothing short of a tribunal with the dignity of a United States Court could command his vote.

THE MAILS.

Mr. JOHNS, of Tenn., submitted a resolution asking the Postmaster General to inform the Senate whether a contract has been made for the carrying of the mails from Cairo to New-Orleans, as directed by the act of last session, and if not, why?

Mr. ALLEN presented a resolution from the Legislature of Rhode Island, in reference to pensions and bounty to officers, soldiers and others who served in the war of 1812; in favor of the establishment of a Navy-Yard in Narragansett Bay, and a cheap Ocean Postage. Both were appropriately referred.

Mr. WELLER's amendment was defeated—Yeas, 18; Nays, 24.

The bill was passed.

After a brief Executive Session, the Senate adjourned.

HOUSE OF REPRESENTATIVES.

WASHINGTON, Wednesday, Dec. 21.

THE CAPT. GIBSON CORRESPONDENCE.

The SPEAKER laid before the House a message from the President of the United States, communicating the correspondence between the Secretary of State and the Government of the Netherlands relative to Captain GIBSON's case. Referred to the Committee on Foreign Affairs.

Mr. ORR expressed the hope that the Committee would give the subject their earnest and most considerate attention. It seems that the diplomatic efforts of the Government to adjust this matter have failed. He trusted the Committee would report at an early day.

On motion of Mr. STANTON, of Tenn., the Committee on Judiciary was instructed to inquire whether further legislation is necessary for the better protection of Officers of the United States and others engaged in the execution of the laws thereof, and to report by bill or otherwise.

Mr. MACY introduced bills for the completion of certain public works heretofore commenced in Wisconsin. Referred to the Committee on Commerce.

Mr. SIMMONS introduced a resolution, which was adopted, instructing the Committee on Commerce to inquire into the expediency of providing by law or otherwise for the completion of the breakwater at Plattsburg, and the purchase of a site for a Post-Office, Custom-House and Courts.

Mr. SMITH, of Va., introduced resolutions, which were adopted, instructing the Committee on Commerce to inquire into the expediency of purchasing and erecting buildings for Custom-House, Post-Office and Courts in Alexandria, Va.

Mr. VANSANT introduced a bill for similar purposes in Baltimore, which was adopted.

Mr. ZOLLICOFFER introduced a bill regulating the right of suffrage in territories of the United States. Referred to the Committee on Territories.

The bill authorizing the Corporation of Georgetown to impose special taxes to enable it to subscribe to the Metropolitan Railroad Stocks, light the streets, and supply the inhabitants with water, was passed.

COURT REFORM IN THE DISTRICT OF COLUMBIA.

Mr. WAY, from the Committee on Judiciary, reported a bill organizing the Courts in the District of Columbia, and reforming and improving the laws thereof. He showed how cumbrous, ancient, slow, expensive, and inefficient, the present system is, and explained that the bill proposes to abolish all existing Courts in the District of Columbia, and institute others better suited to an enlightened age.

Mr. ELLIOTT, of Mass., replied, defending the Circuit Court, and denying the power of Congress, under the Constitution, to legislate the Judges out of office. He understood the people of the District have not been heard on the subject, as was usual in the cases of territorial-ising Courts. Under the operation of the previous question, the bill was rushed through the preliminary stages to the point of passage, without being read.

Mr. TAYLOR, of Tenn., raised the question whether it was competent to pass the bill without its being engrossed.

The Speaker replied that the question was raised too late.

Pending the question on the passage of the bill, the House adjourned.

The Governor of Nebraska.

WASHINGTON, Thursday, Dec. 21.

The *Union* of this morning contains the official announcement of the appointment of MARK W. ISBARD as Governor of Nebraska, vice DUNT, deceased.

Supreme Court of Washington.

WASHINGTON, Thursday, Dec. 21.

SUPREME COURT.—Thursday, Nov. 11, 12 and 13. *Joseph Battin, patentee, and Samuel Battin, assignee, vs. James Taggert and others.* Errors of the Circuit Court of the Eastern District of Pennsylvania.

Judge McLEAN delivered the opinion of the Court, reversing the judgment of the Circuit Court with costs, and remanding the case with directions to award *venire facias de novo.*

No. 20.—*Adam D. Stewart, plaintiff in error vs. The United States.*—This cause was argued by Mr. COX for the plaintiff, and by Mr. BIBB for the defendant.

No. 28.—*Victorie Shields et. al. appellants vs. Robert R. Barrow.*—Appeal from Circuit Court of the Eastern District of Louisiana. The appellants in the cause having been called under the 19th rule, on motion of Mr. JANIN, the counsel for the appellee, and failing to appear, the case was dismissed with costs.

No. 29.—*Catharine Kinas, wife of Wm. Werrence, appellant, vs. Pierre Jerda, Jr., et al.*—Appeal from the Circuit Court of the Eastern District of Louisiana. The appellant in the cause having been called under the 19th rule, on motion of Mr. JANIN, counsel for the appellees, and failing to appear the cause was dismissed with costs.

No. 31.—*Wm. Fenton, appellant, vs. Wm. Ravenel*—Argument by Mr. GERARD for the appellee.

Decision of Justice Black, of the Supreme Court of Pennsylvania.

PHILADELPHIA, Thursday, Dec. 21.

Justice BLACK of the Supreme Court gave his decision to-day in several cases, originating in Allegheny County, where six Aldermen had fined different tavern keepers fifty dollars each for selling liquor on the Sabbath. The defendant claimed the right of trial by Jury, denying the jurisdiction of the Aldermen. The decision, however, affirmed the judgment of the Aldermen, and said such cases were not suits at common law, but criminal proceedings under a special act. All the other Judges agreed with this decision, except Judge LEWIS, who contended against the whole principle of summary convictions as invasions of the right of trial by Jury.

The South Carolina Legislature—Dates from Nassau—Wreck of the Ship Sunny South, &c.

COLUMBIA, S. C., Thursday, Dec. 21.

We have received here New-Orleans papers of Saturday last, but they contain nothing of importance.

The adjournment of the South Carolina Legislature takes place to-night.

The bill providing for a modification of the laws in relation to the introduction of free negroes into the State, after passing three readings in the Senate and two in the House, was laid upon the table.

The Charleston *Courier* has received, by the arrival of the schooner *British Queen*, dates from Nassau to the 9th inst.

She reports the schooner *Yellowlie* of Halifax, (N. S.,) as having gone ashore on Whale Cay, and afterwards getting off. Also, the ship *Sunny South*, from New-Orleans for New-York, with a cargo of two thousand bales of cotton, being wrecked off Bahama Bank on the 30th ult. Twelve hundred bales of the cotton had been saved in a dry state, but the vessel had gone to pieces.

There was no sale at Turks Island, and the demand for it at Inagua exceeded the supply,—the price was 30 cents and sending upwards. Flour was 30 shillings per barrel.

The Railroad Excursion from Philadelphia.

BATH, Thursday, Dec. 21.

The members of the City Council of Philadelphia, with a large number of those who were invited to participate in the opening measures of the Sunbury Railroad, arrived here last night most unexpectedly to our citizens, who had sent a Committee to meet them at Buffalo, but owing to some mistake in the arrangements they passed through that city without stopping. The citizens here threw open their dwellings and gave the excursionists a most cordial welcome. They were received by Mayor KING, who in an eloquent speech proffered them the hospitalities of the city, which was duly responded to by O. P. CARMAN, Esq. A public dinner was given them this afternoon at Brown's Hotel, and a grand Reception Ball comes off this evening at the Reed House. The party leave tomorrow for Pittsburg via Cleveland, and will leave Pittsburg on Saturday morning for home.

Strike on the Baltimore and Ohio Railroad—The Mount Savage Iron Company.

BALTIMORE, Thursday, Dec. 21.

The employés on the second section of the Baltimore and Ohio Railroad struck to-day against an extension of the hours of daily work.

The Mount Savage Iron Company have suspended operations in their rolling mills and furnaces.

The Memphis and Little Rock Railroad and the Cairo and Fulton Railroad.

LOUISVILLE, Thursday, Dec. 21.

The Memphis and Little Rock Railroad has been adopted by the legislature of Arkansas as a branch of the Cairo and Fulton Road, by a majority of nine in the Senate and sixteen in the House.

The Blue Ridge Railroad.

COLUMBIA, (S. C.,) Wednesday, Dec. 20.

The bill granting $2,000,000 in aid of the Blue Ridge Railroad—$1,000,000 now, and $1,000,000 guaranteed—was finally passed by the Legislature of this State yesterday.

Death of a Pennsylvania State Senator.

PHILADELPHIA, Thursday, Dec. 21.

LEVI FOULKROD, member of the State Senate from the Fourth District of this city, died at his residence in Frankfort this morning, aged about 33 years.

Death from the Effects of Ether.

ALBANY, Thursday, Dec. 21.

A beautiful young girl, 18 years old, named WEAVER, belonging to Schoharie County, was operated on in the Hospital here, to-day, for a tumor in the neck. Ether was administered, when she fainted. Stimulants were then given, so as to revive her, when more ether was had recourse to; the operation was proceeded with; she was completely stupified, and not long afterwards died. Dr. MARSH, assisted by Dr. ORMSBY and others, performed the operation.

Trial for Smuggling in Boston.

BOSTON, Thursday, Dec. 21.

In the United States District Court this morning, the case of the *United States, as information, vs. $2,000 worth of Jewelry and Watches*, alleged to have been smuggled into this port last Summer, per the steamship *Canada*, by C. F. HAMEL, of Canada, was commenced. The defence is, that the articles in question were entrusted to him for the purpose of repair, &c. The District Attorney, Mr. HALLETT, for the Government, and JAMES EGAN, Esq., for the defence.

Fire in Rome, and in Deerfield—Failure of Extensive Produce Dealers.

UTICA, Thursday, Dec. 21.

Two modern buildings, on the corner of Dominick and Washington-streets, in Rome—one occupied as a stove store, and the other as a meat market—were destroyed by fire this morning. The amount of loss has not been ascertained.

The dwelling house of DAVID GRAY in Deerfield, about three miles from this city, was entirely consumed by fire last evening. Loss $5,000.

Messrs. CHARLES J. OWEN & Co., of Romulus, Oneida County, extensive produce dealers, are reported as having made an assignment. Their liabilities are said to be very heavy.

Destruction of a Hotel by Fire.

BUFFALO, Thursday, Dec. 21.

The Lake House at Michigan City was destroyed by fire this morning. Loss, $6,000; insurance, $3,500.

New-Arrival of the European Steamers.

HALIFAX, Thursday, Dec. 21—11 P. M.

Nothing has yet been seen of the steamer *America*, now fully due at this port.

SANDY HOOK, Thursday, Dec. 21—11 P. M.

The steamship *Washington*, from Southampton, now in her sixteenth day, has not yet been signalled off this point.

PORTLAND, Thursday, Dec. 21—11 P. M.

We hear nothing of the *Great Conde* up to this time. She is now in her fifteenth day from Liverpool.

Loss of the Bark Loretto—The Southern Mail Bilmsky.

BALTIMORE, Thursday, Dec. 21.

The Southern Mail as late as due, from all points, is received.

The bark *Loretto*, FISH, bound to N. Orleans with a cargo of salt, was totally wrecked on Bahama reef. The crew were all saved.

The Postmaster General refuses to allow the settlement of the difficulty with the South Carolina Railroad by means of a sub-contract. A dispatch received at Columbia from the Assistant Postmaster General directs that contracts be entered into for a wagon service from 1st of January to the 30th of June next, to supply the mails to offices now served by the Railroad Company. In compliance with this, the great Southern Mail after the 1st proximo will be carried from the terminus of the Wilmington and Manchester Railroad via Columbia, to Augusta, Ga., daily, in a two horse wagon. The horse service will cost more than the Railroad Company demand.

Wreck of the Schooner Isabel.

CAPE ISLAND, N. J., Thursday, Dec. 21.

The schooner *Isabel* went ashore this morning opposite Congress Hall, and is a total loss. The crew clung to the rigging until daylight, when they were rescued by some of our citizens in a whaleboat.

Arrival of the Black Warrior at New-Orleans—Letter from Havana.

NEW-ORLEANS, Tuesday, Dec. 19.

The steamship *Black Warrior*, from New-York via Havana, the 16th inst., arrived at this port to-day. The news brought by her is unimportant. She left at Havana the British war schooner *Stallion*.

Arrival of the Steamship Augusta.

SAVANNAH, Tuesday, Dec. 19.

The steamship *Augusta*, from New-York, arrived here early this (Tuesday) morning.

Arrival of the U. S. Mail Steamship Southerner.

CHARLESTON, Tuesday, Dec. 19.

The United States Mail steamship *Southerner*, Capt. EWELL, arrived here this (Tuesday) morning.

Ice in the Delaware.

NEWCASTLE, Thursday, Dec. 21.

The river is much obstructed by ice. The brig *Coral*, loaded with coal, for Boston, cut through the ice and lost her anchor and chain near Chester.

The steamer *Sanford*, from New-York, passed up at 11 o'clock this morning.

The Cold Weather.

SPRINGFIELD, Mass, Thursday, Dec. 21.

Last night was the coldest yet experienced here this season. At 9½ P. M. the thermometer indicated ten degrees below zero. The weather has moderated a trifle this morning by a fall of snow.

At St. Johnsbury, Vermont, yesterday morning the thermometer was 36 degrees below zero, being the lowest point yet heard from.

GREENFIELD, Thursday, Dec. 21.

It has been very cold for the last few days, but it is now moderating and snow is falling. The river is still partially open.

BOSTON, Thursday, Dec. 21.

The weather has considerably moderated, and snow commenced falling at 3 o'clock this morning.

CALAIS, Thursday, Dec. 21.

The thermometer this morning stood at 16 degrees below zero, but there are now indications of the cold moderating.

EASTPORT, Thursday, Dec. 21—9 A. M.

The weather here continues clear and very cold.

BANGOR, Thursday, Dec. 21—6 A. M.

Thermometer here 23 degrees below zero. Weather clear.

PORTLAND, Thursday, Dec. 21—A. M.

The weather is moderating, and there are indications of a fall of snow.

PHILADELPHIA, Thursday, Dec. 21.

It is milder this morning, and we have had a slight fall of snow—but it has now cleared off.

WASHINGTON, Thursday, Dec. 21.

The weather here is variable. We had a fall of snow a short distance west of us this morning. The thermometer stands 30° above zero. Business is dull.

Baltimore Cattle Market.

BALTIMORE, Thursday, Dec. 21.

At the Cattle Market to-day 400 head of BEEF CATTLE were offered, and all were sold at prices ranging from $3 25 to $4 75 on the hoof. Extra brought $5 30. Hogs were in brisk demand, prices buying freely. Sales were made at $6@$6 50.

Markets by Telegraph.

CHARLESTON, Thursday, Dec. 21.

In our COTTON market prices are easier, but not quotably lower. The sales to-day were 2,100 bales, at prices ranging from 6½@6¾c.

ALBANY, Thursday, Dec. 21.

4,000 bush. White Michigan WHEAT at $2 55; 3,000 bush. Red Upper Lake at $1 77. OATS—20,000 Chicago sold at 47c. weight, taken from the Canal, four miles west of Schenectady.

NEW-YORK CITY.

THE PENITENTIARY.

Investigation of Charges Against Joseph Mess, Warden of the Penitentiary on Blackwell's Island.

The Committee on the Almshouse Department, of the Board of Aldermen, is now engaged in the investigation of certain charges brought against Mr. JOSEPH KERR, Warden of the Penitentiary on Blackwell's Island, for official misconduct. The investigation was commenced on the 11th instant, and four meetings of the Committee have been held. The Aldermen present were Messrs. CHRISTY, KELLY and CHAUNCEY; Mr. REEVES E. SELKRS, Secretary of the Committee.

The complainant in the case is Mr. ISAAC BRITTON, of No. 35 Allen-street. It was upon a petition forwarded by him to the Common Council, accompanied by specifications of charges, that the investigation was ordered. Mr. KERR, the Warden, appeared in person, with Mr. JOHN E. DEVLIN as counsel.

The charges are eighteen in number, viz.:

1. That the said JOSEPH KERR, Warden of the Penitentiary, discharged from custody three notorious convicts before the expiration of their sentences.

2. That, during his term of office, he has taken, or caused to be taken, large quantities of lime belonging to the City, and appropriated the same to his own use and profit.

3. That he has appropriated 30 pigs.

4. That he has appropriated 20 hogs.

5. That money taken from prisoners has not been accounted for.

6. That he has appropriated upwards of 1,000 bushels of potatoes.

7. That he has appropriated 2,000 pounds of beef marrow.

8. That he has appropriated upwards of 17,000 pounds of fat.

9. That he has employed a number of female prisoners in lace-knitting and corset-making, contrary to the rules and regulations of the Prison, and appropriated the results of such labor to his own use and profit.

10. That he has appropriated large amounts of spirits.

11. That he has hired out the labor of convicts and appropriated the profits.

12. That he has received upwards of $100 from the relatives of convicts hospers.

13. That he has received moneys from prisoners for procuring their liberation by hostes owner, and in lieu of such legal proceedings, he has obtained their discharges by appealing to the humanity and benevolence of members of the Common Council, and received in his hands much more than he ever at first illegally taken.

14. That, by the aid of the Assistant Keeper, he removed at midnight, to a vessel lying near Blackwell's Island, a certain property belonging to the City.

15. That Mr. KERR sold a quantity of land in this City, belonging to the Island.

16. That an Assistant Keeper was hired to superintend, and was paid by Mr. KERR.

17. That the said JOSEPH KERR, on a certain occasion during his term of office, permitted a convict named J. Z. C. BYRNES, alias "Red Stanton," to invite a number of his friends to meet him in the "Warden House," on Blackwell's Island, to witness the presentation by him of a gold watch to a certain THOMAS BAKER, and that the said KERR permitted the said convict to introduce spirituous liquors on the Island on that occasion, with which to entertain his friends.

18. That the said JOSEPH KERR, during his term of office, has been guilty of improper intercourse with female prisoners, particularly on the 7th day of December, 1851.

19. That he has been guilty of various other offences.

These charges are sworn to by Mr. BRITTON, before EDMUND J. PORTER, Commissioner of Deeds.

Mr. KERR appeared before the Committee on the first day of the investigation, and made some remarks, denying the charges.

Mr. BRITTON submitted the following specifications of general charges:

1. That Mr. KERR punished prisoners in a manner contrary to law.

2. That he has permitted dueling within the prison.

3. That he permitted J. S. AUSTIN, a prisoner, to leave the Island when he pleased.

4. That he hired a prisoner, WM. RYAN, who was shot in attempting to escape, without an inquest.

5. That a quantity of chin was appropriated.

6. That he hired a prisoner, named JANE McCOSS, in his family during her term of sentence.

TESTIMONY.

The first witness called was

MOSES JANES—I was on Blackwell's Island for six months, and took care of the hogs, &c.; I was away from there, and stayed away more than a year; I went back with the small-pox; I saw Mr. KERR when I was discharged from the Hospital; I had Dr. Kelly requested him to let me go, on account of my family; of my running away, he gave me a discharge, so that I could leave the Island; he knew that I had some time to stay—two or three months; he told me to go right home; I got a written discharge; I have never been troubled since and hope not to be; neither I nor my friends ever applied, to my knowledge, to the Governor for a pardon.

Jeremiah H. Fowler, continued: that some of the meat from the missing hogs ever went to the prisoners; after Mr. KERR stopped having meat out of the Keeper's table I continued to eat it for the domestics; those domestics were all prisoners; I went to the Island with Mr. KERR, I left in Feb., 1853; I left of my own accord; I resigned; I was there when Mad Stanton was there; Mr. KERR has had liberty to leave the Island when he pleased; he had a carriage once, and told me he was going to his office; Mr. KERR told me to take him down to Fulton market, he never bought liquor while he was with me, but he bought a fresh salmon and paid for it, and took it to the Mansion House for dinner; I know that he presented a watch to Thomas Baker; he had wine and brandy there; I don't know where Mr. KERR was; I arrived at the Island were there; the Committee, and all took place two hours; I saw Hamilton with strychnine in the storeroom; shop for the prisoners; I saw him more than once here on Mr. KERR's premises and elsewhere; I saw him at Capt. Bennett's drinking saloon; Hamilton was in charge of the prisoners; Mr. KERR was in the habit of coming to Mr. KERR's room in the Mansion House; Mad Stanton went to Fulton Market after Mr. KERR was well; there was a dance in the Warden's Prison on New Year's Day, four years ago; Mr. KERR danced with them; I went in and danced with them; there were prisoners there; I was there; I danced; there was a good dinner; I don't recollect whether Mr. KERR danced; there were brought in from hospital to the prisoners, by order of the Governor; women had hospital; were not Mr. KERR, but left on account of annoyance from a large number; hearing this he came to the Prison; I was present; witness spoke to Mr. KERR about it, and he said he would attend to it.

Jesse H. Hitchcock had seen a great deal of drinking of liquor by the female prisoners in Mr. KERR's house; "cider" for choice, etc., and narrow considering; was most apparent to be generally employed at this house for two years; witness did not know what business of the week.

Wm. Brant and Isaac Brinton were sworn. (The latter was the complainant in the case.) Mr. Brinton was formerly an overseer keeper on the Island, now a collector; he had made charges against Mr. KERR in 1853, to the Board of Aldermen, then to the Board of Assistant, same year; the Grand Jury, last May, the Board of Governors, and the Recorder.

A. D. Hutchings, sworn—Was employed as keeper of the Mad-house from 1848 to 1853; saw Mad Stanton there once; in house, and tacked him up; I spoke to Mr. KERR about it, and he told me that I did right in tacking him up, and that he would rather have thousands of dollars than that this should have happened, and that if he had been there it would not have happened; I told that, Mr. KERR on him (Nod) of from coming up to the Mad-house; I entertained him when he came up; I don't know whether Mr. KERR knew it or not.

This closed the testimony on Wednesday.

The Broadway Fire—The Insurrection, &c.

The ruins of the Broadway fire are still smoking. The extensive walls of the Assembly Rooms have all fallen inward, so that the street is left entirely clear. The shell of the building, which was occupied by the Cheshire Glass Company, was completely coated in ice during yesterday—the water thrown upon the flames having trickled outside of the house and frozen instantly. Ice to the thickness of six inches has formed about the doors and windows—that is, what remains of them—and the warmer air of yesterday filled to thaw it. The firemen had a terribly cold session of it on Wednesday.

The friends of A. A. WOOD and his congregation (Presbyterian) are glad to know that no damage was sustained by them at this fire. The Society is now shipping temporarily at BROOKS' Assembly Rooms, No. 561 Broome-street.

We have received the following from the Harmony Fire Insurance Company:

OFFICE OF THE HARMONY FIRE INSURANCE CO.,
NEW-YORK, Thursday, Dec. 21, 1854.

To the Editor of the New-York Daily Times:

Have the goodness to set us right "before the people." We have a policy of $2,500 only on the "Rural Repository" in Broadway—not $5,000, as reported in your usually correct journal.

Very respectfully, R. V. GLOVER, Sec'y.

An inquest on the body of JAMES T. LOWRIE, the fireman who was killed at the fire, was held by Coroner O'DONNELL in the Fourteenth Ward Station-house, Grand-street, yesterday morning. The following testimony was taken:

Christopher C. Lowrie, residing at No. 193 East Twenty-sixth-street, sworn: I recognize the man now lying dead at this station-house as my brother; he was a member of Hose Company No. 7; the deceased was with me on Tuesday night, about one or 2 o'clock in the morning; I was in bed, when I heard the fire bell, ran to the hall and put on my clothes; I did not see him again until he was taken out of the ruins in Broadway, near Houston-street; I witness any further.

Silvanus Wood, residing at No. 16 Eleventh-street, being sworn, deposed: I am a member of Hose Company No. 7; I saw deceased at the fire in Broadway, near Houston-street, yesterday morning, about 3½ o'clock; he and I went in with the pipe to the cellar, near the Crosby-street; we were working on the fire about five minutes, when deceased asked me to move a window which was in our rear; I went back to do so; just as I was about to move it, my partner called me to help; I had to come back to my partner; when I came back, I found the window had run back; I was in the cellar at the time; but endeavored to bring the pipe with him; he was caught by the falling wall and buried beneath the ruins; several men assisted me in making search for him, but we did not succeed in getting him out until between 4 and 5 o'clock yesterday afternoon.

No other evidence was deemed necessary, and the jury rendered the following verdict:

"That the said JAMES T. LOWRIE came to his death by being accidentally buried at the fire in Broadway, Dec. 20, 1854."

Immediately after the inquest the body was removed to the residence of LOWRIE's brother, from whence it was buried at 1 o'clock yesterday afternoon.

Fireman PATRICK MCVAY, a member of the Fourteenth Ward Police, who was injured at the fire, is doing well, and will, it is thought, be able to resume his duties in a few days.

MEETING OF FIREMEN.

A meeting of the Engineers and Firemen of the Fire Department was held last evening at the Stuyvesant Institute, to make arrangements for the funeral of Mr. LOWRIE.

The meeting was organized by appointing WM. A. WOODNUTT, of Hose Co. No. 36, Chairman, and JAMES F. WEEKAN, of Hose Co. No. 5, Secretary.

The following resolutions were unanimously adopted:

Whereas, At the late disastrous fire in Broadway on the morning of the 20th, Brother JAMES LOWRIE, our brother Fireman, JAMES LOWRIE, was suddenly deprived of his life by a falling wall while in the full discharge of his duty, and manfully battling our common enemy, and,

Whereas, It is proper that we should not permit the occasion to pass without a suitable tribute to the memory of the deceased, therefore,

Resolved, That this body in common with the members of the Department, deeply deplore the calamitous which has so suddenly deprived our brotherhood of one of its most active, honest, and generous members.

Resolved, That we deeply sympathize with the relatives and family of the deceased, who have been suddenly bereft of a husband, a father, and a brother.

Resolved, That as a tribute of respect to the deceased this body recommend to the various Companies in the Department to attend his funeral Friday, with the usual badge of mourning.

Resolved, That the above resolutions be published, and a copy sent to the family of the deceased.

The following resolutions were also passed:

Resolved, That the officers and members of the Fire Department meet to-morrow (Friday) at 12 o'clock, at the Chief Engineer's Office and proceed to the funeral in a body, without banners, badges or scarfs; and that the officers of the Fire Department Band and the members of the Knickerbocker Firemen's Association be invited to attend.

The meeting then adjourned.

(Advertisement.)

PERCEPTIVE FACULTIES.—INDIVIDUALITY—Observation, desire to see and know. FORM—Memory of shape, looks, persons and things. SIZE—Measurement of quantity, distance, &c., by the eye. WEIGHT—Control of motion, balancing. COLOR—Discernment and love of colors, hues, tones. ORDER—Method, system, going by rule, keeping things in place. CALCULATION—Mental arithmetic, reckoning. LOCALITY—Memory of places, position, &c. EVENTUALITY—Memory of fac

ILLUSTRATED BOOKS

New Books, Fit for the Holidays, and Attractive Gift Books.

The public taste becomes more and more towards Books as appropriate Holiday Presents, and our advertising columns show clearly enough that publishers are prompt in meeting the growing demand for volumes recommended to the taste by the elegance of their dress, as well as to the judgment by the value of their contents. The most superb book of the season is probably APPLETON's *Republican Court, or American Society in the Days of Washington*, which appeals at once to patriotism, historical interest, the love of curious gossip, and to admiration for elegant typography. It is a large volume filled with sketches of the prominent characters, men and women, who figured in society during the war of our Revolution and the early years of our national existence, with anecdotes and incidents illustrating the style of social life which then prevailed. The idea of the book is an admirable one,—for our acquaintance with that era in our history relates rather to the public and political aspect than the daily social life of those who gave it character. We are apt to think of our early heroes and statesmen as fighting, or debating, or sitting in council over grave dangers and necessities, rather than as members of society, as the heads of families, as giving dinner parties and evening balls, and as taking their full share in the commonplaces of daily life;—and yet it is from their relation to the latter that we get the most vivid and life-like impressions of them. This book enables us to know them intimately,—to see what they were, and how they acted, in the ordinary affairs of life, and thus to form a close personal acquaintance with them than has been generally attained. All the leading characters of our heroic age are here brought before us in their daily dress;—we see them and know them as we know the men of our own time. The book will thus contribute largely to the popular knowledge of the men and the times of our Revolution. It is a most excellent accompaniment to the grave history of its great events, and cannot fail to be universally welcomed. It has been prepared by Dr. R. W. GRISWOLD, the most indefatigable and by far the most successful of our collectors of curious and interesting information upon all subjects of literary, social and political interest, who has woven the abundant material which he has drawn from a great variety of sources, foreign and domestic, books, newspapers, memoirs, private letters, &c., &c., into a connected narrative,—each chapter devoted to a distinct period of our history and diversified by those personal sketches, anecdotes and incidents which form the most interesting and by no means the least instructive portions of history.

The volume contains portraits of Twenty-one of the distinguished Women of the Revolution, all engraved upon steel in the best style of art from contemporary portraits in possession of their family descendants. Among them are portraits of Mrs. WASHINGTON, HAMILTON, MOLLY KING, MADISON, ADAMS, OTIS, JAY, &c., &c. The styles of dress and general personal appearance which then prevailed are admirably presented in these portraits, and the gossip of society is abundantly given in the accompanying chapters. We should be very glad to give extracts from the book to illustrate its character, as well as for the purpose of laying before our readers some of the curious and attractive information it contains. Indeed the hope that we might be able to do so has induced our long delay in noticing the book. The demands upon our space however are so exacting that we are compelled to forego our original intention and commend our readers to the book itself.

We are quite sure that none who can possess themselves of it will neglect doing so. As a holiday book it will not, for it cannot, have any superiors; and we are not surprised to learn that its sale is very large indeed. As it has been prepared mainly with reference to holiday uses, its style is exceedingly elegant and somewhat expensive. We trust, after the demand for it in this form shall have been met, the publishers will issue an edition in cheaper dress, so that it may reach that large class of our people who cannot fail to be deeply interested in its contents.

"The Romance of American Landscape." By JEREMIAH ROGERS, N. A., illustrated with Sixteen engravings on steel. New-York, LEAVITT & ADAMS.—This book purports to have been thus prepared. The author, sitting in reverie with his friends, suddenly falls "plump into romantic." He is wondering how the promise to his publishers shall ever be fulfilled, and the portfolio of pictures of charming and unique bits of American scenery be "written up to," and expatiated upon accordingly, in time for the holidays. The company charitably undertake to assist him, for, at repeated sessions, the pictures are produced and the story that each tells is duly given. The letter-press is entertaining, and were there nothing for it to illustrate, would prove agreeable reading. But the pride of the volume is its illustrations. They are sixteen in number, and are gathered at random from the scenery of Georgia, the South-west, the Upper Missouri and the East. The first one is peculiar color representation—one would hardly expect to meet a American lake upon the fountain which is said to have played formerly within the marble basin of our City Hall Park. The last one is the sunset scenery that delights the eye of the visitor at the top of Mount Holyoke. The volume is a quarto, strongly bound in fancy cloth, tastefully adorned and heavily gilded.

Opportunity of Memory; or, Beauties of History, Romance and Poetry.—This is the title of a large quarto volume of a hundred and ninety-two pages, bound in strong cloth, gilded and otherwise embellished after the most elaborate fashion. These "Opportunities" consist of sentences such as can be selected for the purpose from G. P. R. JAMES, Mrs. HEMANS, Rev. GEORGE B. TAYLOR, ANNIE PRATT, HENRY C. WATSON, MARYATT, RAMBOLD, BYRONS, J. A. ST. JOHN, and the like. Sixteen engravings—all of which, we believe, are from Art-Union pictures—adorn the volume. And a brief article or poem is written in illustration of each. As much as is lost by the commonness of the engravings is probably gained by the fact that much of the letter-press is in illustration of them. In hundreds of homes the walls are hung with pictures of the "Dream of Arcadia," "Dover Pilots," "The Escape Broken," &c., of which about as many thousands would be happy to read the interpretation. The volume is every way creditable, and will make a beautiful gift book.

As a Christmas or New-Year's gift, published by CHARTON & BROTHERS, we already extensively know to the public; for books of this order are as good a dozen years before as to-day. "Age cannot wither" or "custom stale" the carefully illustrated *Mary Lee's Christmas*, which the sagacious publisher brought out, and *Goldsmith's Deserted Village*, with the illustrations of the Etching Club, which APPLETON advertises, they are standard books for presents, and never can be out of season. Of *Scott's Poems*, some thirty-four in two gracefully grouped together. The illustrations are appropriate and admirable. We pay to the throw the Scotchman, or the son or the daughter of a Scotchman, that will not go into ecstacies at the sight of them.

CARTERS also issue *Evenings with my Children; or, Conversations on the Gospel Stories*, illustrated with colored engravings. It is a thin quarto, printed in very large type, and will be duly appreciated by the little ones of Christian families.

The *Knickerbocker Gallery* is a beautiful testimonial to the editors of the *Knickerbocker Magazine*, from its contributors. The plan of the work was this: That the surviving writers for the *Knickerbocker*, (which venerable Monthly now means the twenty-fifth year of its existence,) should each furnish gratuitously an article for a collection to be issued in a volume of tasteful elegance, and whose avails were to be appropriated to build on the margin of the Hudson, a cottage for Mr. LEWIS GAYLORD CLARK. The editorial management was undertaken by Dr. FRANCIS, General MORRIS, Dr. GRISWOLD, R. B. KIMBALL, and F. W. SHELTON. The result is, this splendid octavo of over five hundred pages, containing some forty-eight portraits on steel, from original pictures engraved expressly for the work, with more than an article to match from each man portrayed.

Of the literary contents we do not intend to speak. When men write articles to accompany their portraits, on which they are sure to be closely criticised, and which are to appear in company with their rivals, though they may not write as well as under less stately circumstances, they are sure to do the best they can. Most of the portraits are exceedingly fine, and most of them have the merit of being portraits of the men as they now are; not as they were ten, twenty, or half a hundred years ago. IRVING's is the portrait of a lion. We would not have recognized it. The fun is just ready to burst from the closed lips of Dr. HOLMES. A better portrait is not possible. OSGOOD's might have been the daguerreotype of the man as, in a few brief and eloquent sentences, a few nights since, he welcomed KOSSUTH to this country. BRYANT only needs a little darker shade at the corners of his beard to be the perfect counterpart of the prophet-like notable who occupied a prominent seat upon the stage of the Academy of Music, at Col. BENTON's lecture on Tuesday night. DONALD MCLEOD, somehow or other, represents a man of twice the weight that the lecturer at Astor-place to-night is responsible for. SAXE looks as if he were some paper's "Own Correspondent," buttoned up to go to the wars, but "jolly" notwithstanding. FIELDS wears a turn-over collar, and presents a fine profile. We would like to see the painter who could so mistake the lineaments of Dr. FRANCIS that a child in the streets would not recognize them. Separate those lips with a knife, and we venture that a sentence of medical or historical lore, well seasoned with wit, would gush out. The "Howadji," with face half averted, is in a melancholy dream. G. D. PRENTICE looks as staid as if he had never said a good thing in his life, and had written all his poetry from a sense of duty. T. B. THORPE has his beard and hair of the normal length, but he must have been starved a month, ever to have shown so thin a face. S. S. COX's presentment is faithful and sprightly. Mr. SCHOOLCRAFT himself, looks out from the page devoted to his face. Every line of his benevolent features is reproduced. GRISWOLD has his eyes fixed upon an idea—planning a book we will venture. WILLIS' head would be a good endorsement on a note. You get the impression while regarding it, that he has money enough. But is it not younger than WILLIS? ALFRED B. STREET shows the most modest face that can be found in all the River Counties. STODDARD takes the world more complacently. SEWARD has lost the sleepy look which the engravers generally manage to give him. Mr. BRIGGS looks as if "he had got you." There is no escaping the corner into which you are forced when he puts on that look. Dr. BETHUNE, JAMES R. LOWELL, and a very few others who contribute articles have no portraits, but this we understand was a matter of taste with them, out of which they could not be persuaded. We trust so abundant a sale awaits the volume, that the neat cottage engraved upon the cover as the proposed home for "the Ancient Knick" will be built with its avails very speedily—every gable and balcony of it; yea, that not even a gilded rooster to tell the weather upon its "high-top gallant" will be left unpaid for in hard cash before the advent of the holidays next succeeding those whose twilight we are now enjoying.

BURGE & Brothers publish a neat *Shakspearean Oracle*, edited by JOHN C. MILLS, by which young man or maiden may discover whether or not he or she will be married, the personal appearance of his lady love or loving swain, the character of the lover, what will be his or her engagements when first seen, and such like matters of transcendant interest to all who contemplate, far or near, the bonds of matrimony. When company is dull of an evening, it would be as good as the presence of a living fortune-teller, to entertain them, and shorten up the hours.

A. D. F. RANDOLPH, No. 683 Broadway, has a large and choice variety of books in the various departments of Religious, Standard, and Juvenile Literature—many of them in fine bindings. He has sent us a beautiful volume of Religious Poetry, entitled *Selections from the Christian Poets, Ancient and Modern*, and we notice among his stock some valuable works which we have not seen elsewhere.

These are by no means all the volumes to which we might refer, as excellent presents for the Holidays. Our advertising columns will show the contrary. But they are all which have been sent us as "Holiday Books" that have not already been remarked in the usual course of our book-notices. Following are some of the many volumes that are especially prepared for the comfort of children:

Fritz Harold; or, The Temptation, and *Jessie Morrison; or, The Discipline of Life*, by the author of the *Pearce and Family*, are from the press of the CARTERS, done up in attractive bindings, with gilt edges. Both are good stories for the young, and the lad or lass who finds one of them in his or her stocking on Christmas morning will rejoice exceedingly, or else this generation is differently effected from the generation of boys that prevailed when we were youngsters.

A new Monthly, entitled *Harper's Story Books*, is proposed, which promises to be remarkably entertaining and instructive. The stories are to come from the practised pen of JACOB ABBOTT, who pledges himself to make every exertion in his power faithfully to fulfil his trust. After this pledge none can doubt its success. Each number is printed in good clear type, embellished with numerous and beautiful engravings, is done up in small quarto form, and is to contain a hundred and sixty pages. Each number is complete in itself; to be furnished at twenty-five cents, or if the two periodicals—*Harper's New Monthly* and *Harper's Story Books*—are taken, they can be had at five dollars a year.

EVANS & DYSINGSON send us *The Wonderful Mirror*, a story book, published by CHENEY & NICHOLS, in Boston, which will open the eyes of the little readers more and more as it is read long and long at night.

A. D. F. RANDOLPH publishes from the pen of the author of *Little Susy's Six Birthdays*, *Only a Dandelion*, and other Stories, which is all the same as saying that it is a book of excellent entertainment for the little folks, and same the same as for the wood engravings that adorn it. The same publisher sends us from the press of GOULD & LINCOLN the first of the Aimwell stories, entitled *Oscar, or the Boy who Had his Own Way*. Each volume of this series is to be complete and independent, although a thread will run through and connect the whole.

Mr. APPLETON sends us *Morris Reclared, or Themes, Descriptions, Tales and Historical Sketches*, by GRACE GREENWOOD, a nice book for children, from the press of TICKNOR & FIELDS. Twelve illustrations by DEVEREUX add to its attractions.

The Sunbeam is another pleasant collection of children's stories, published here by SHELDON, LAMPORT & BLAKEMAN.

The Sunday School Union issues in its usually neat style, a story called *Alice Clifford and her Day Dreams*.

BROWN, BAZIN & Co., of Boston, publish *The Boat Club by the Bunkers of Rippleton*, a tale for boys, by OLIVER OPTIC, who pleads guilty to "being more than half a boy himself," as he writes his preface from Dorchester. He has a boy's heart in him and no mistake.

THE TEMPERANCE QUESTION.

The Maine Law and Tippling Houses.

To the Editor of the New-York Daily Times:

One who has heretofore refrained from acting with the Temperance Societies and their supporters, in soliciting legislative interference on the subject of intemperance, having changed his views in this matter, and now considering it his duty to give his aid in the obtaining of a law at least to a limited extent, viz.: so as to prohibit under the severest penalties the sale of all Spirituous Liquors, in groggeries, bar-rooms, and drinking establishments, without intermeddling with the broad question of the prohibition of all traffic in Spirituous Liquors; addresses those of his fellow-citizens, who heretofore probably entertained the same views on the subject with himself, and who now feel the necessity of a reform in our country on the subject of intemperance, in the hope that they may be induced to unite in an application to the Legislature for a reform to the extent above specified.

The writer of this article heretofore asked not for legislative aid in the matter, for various reasons:

1. He believed it to be the duty of every rational being to live temperately and soberly; but he considered such duty one of imperfect obligation, as it is called by writers upon jurisprudence, which, though binding upon the conscience of every man, and a violation of which is sure to be punished by the laws of Nature, is not a legitimate subject of legislation.

2. He considered that if the indulgence of a particular appetite, or ministering to it, is a fit and proper subject of legislation, authorizing the infliction of punishment by penal enactment, then the indulgence of every other appetite, or ministering to it, is equally punishable—which, if admitted as a correct principle, would probably lead to intolerable annoyances.

3. Laws prohibiting the sale or use of wines and spirituous liquors, are in the nature of sumptuary laws, which, though they have existed in some countries, and at particular eras, have, in more enlightened times, been universally condemned as an abuse of the authority of the law-maker, and an improper interference with the natural rights of man; and,

4. He deemed a law prohibiting the traffic in spirituous liquors impracticable, and which could not be enforced;—the history of the world showing that, at all times, wines and spirituous liquors have been used, and their use never condemned by the best, the wisest and most virtuous of mankind; it is only the *abuse*, and not the use of such liquors, that has been reprobated.

But intemperance has so enormously increased in our land; it stalks abroad with such a frightful mien; its victims are so numerous; its devastations so great; it is the cause of so much suffering, wretchedness and misery to the wives and children of its deluded votaries; and it is the source of so much pauperism and crime, producing even to frightful murders, committed under its influence, that the writer of this article has been induced to look at the subject in a very different light from that in which it was heretofore viewed by him. It is no longer a question with him, whether the law-maker may legitimately interfere on the subject of what a citizen may eat or drink, and control him when pursuing a course injurious to his welfare or happiness; but *whether he may legitimately forbid the traffic in spirituous liquors in a manner, and under circumstances inevitably leading to wretchedness and misery, to pauperism and crime.* The sale of spirituous liquors in groggeries, bar-rooms and drinking establishments has such effects, and the law-maker has the right, nay, it is his duty, to prohibit such traffic in such places; declare the places where the liquors are sold *public nuisances*, and punish the keepers of them by fine and imprisonment. These *considerations* irresistibly impel the writer of this article no longer to remain a neutral in this matter, but to unite with the Temperance Societies and their advocates so far as to petition the Legislature to pass a law prohibiting the sale of all wines and spirituous liquors in groggeries, bar-rooms and drinking establishments, under the severest penalties. It is proposed to limit the prohibition to the sale of spirituous liquors in those places, because it is believed that the business carried on in those places is the source of all the evils resulting to individuals and to the community, from the degrading and destructive vice of intemperance; and that a law, prohibiting the sale of spirituous liquors in those places, would lay the axe to the root of the tree, and effectually put an end to those evils. It is well known that to the facilities afforded by groggeries and drinking establishments, and to the mutual support and countenance given by drunkards and tippleers to each other, that men gradually sink into this horrid vice. It is seldom that the miserable victims indulge in unusual and solitary drunkenness in his own house. It is a sin which seems to require participation or the countenance and support of others. Besides, at home the inebriate has his own family placed as witnesses upon his conduct; the anxious glance, the heart-broken sighs of his wife and children, recall the poor wanderer to the exercise of his senses, and his better principles prevail.

Again. The proposition to limit the act of the Legislature to the prohibition of the sale of spirituous liquors in groggeries, bar-rooms, and drinking establishments, is founded also upon the assumption that the Legislature of the State of New-York have not the right to enact a law prohibiting generally traffic in spirituous liquors—that is, in the ordinary course of the business of buying and selling; their power is not questioned, but their right to pass such an act is denied, consistently with their duty to the public in reference to the great interests entrusted to their care and protection. Considering that the City of New-York is the metropolis of this country—the centre of its commercial operations—the immensity of the interests to be affected by such a law—the thousands of citizens engaged in the traffic who would be thrown out of employment in a business open, fair, and honorable, never condemned by the intelligent and liberal-minded of any civilized community—the millions of money embarked in the business which would be sacrificed—the ruin to individuals which would ensue, and the general suffering and distress that would be created, it is incomprehensible how such a project ever entered the imagination of a statesman or legislator. These efforts should have been made to repress intemperance by closing drum-shops, groggeries, bar-rooms, and drinking establishments in the interior, on the contrary, such efforts will deserve the attention of the Legislature, and claimed the approbation and support of every good citizen. But that the Legislature of the great State of New-York should have thought of passing a law generally to prohibit traffic in spirituous liquors, passes wonder. Such a law has been adopted by the States of Maine and Connecticut, and by other States in the interior, of limited population and commerce; it might be adopted by legislative bodies having little else to do than to regulate the internal police of those States, but should not have been thought of by the Legislature of the State of New-York, forming an empire in itself, and concentrating within its neighborhood capital city the principal commercial operations of the Union.

If a great evil exists in the land; if a pernicious habit, destructive of the happiness of individuals, and injurious to the best interests of the public, has fixed itself upon a numerous portion of the people, laws will be enacted by a wise Government to put an end to the evil by punishing those who furnish facilities for the indulgence of the habit, and hold the poisonous cup to the lips of the infatuated; but it is too much that the business of the world should be thrown into confusion for the sake of the comparatively few who have never emerged from the slough of ignorance, vice and degradation, or of those who, though once elevated and enlightened, have marred the image of Him in whose likeness they were created, by vicious self-indulgence, and have returned to wallow with the sow in the mire. It is an imputation upon the civilization of the age to hold that nothing less than *total abstinence* will preserve us as a people from becoming drunkards. Those who hold that opinion, probably from a consciousness of their own want of self-control, are entitled to our belief in their sincerity; but the Legislature of the State should not stultify itself by the adoption of a notion utterly opposed to their own experience and observation. Meaningless, indeed, would it be, were we so degraded that without total abstinence, the people of this country would all be drunkards.

It may well be doubted whether the enforcement of a law generally prohibiting traffic in spirituous liquors would be practicable in the State of New-York by the ordinary process of law. To compel its observance, associations and combinations unknown to the law would have to be resorted to, the inevitable consequence of which would be the engendering of embittered and hostile feelings among our citizens, a state of things not to be contemplated in a well regulated community. The law, too, could not be looked upon by intelligent and liberal minded men, otherwise than as an *abuse of power* by the Legislature; an unwarrantable interference with the natural right of the citizen to choose and follow such a business or calling as he thinks proper, provided it be not *immoral or criminal* in itself. Besides, such a law may well be deemed *unnecessary* for the accomplishment of the object attempted to be secured by it, viz.: the suppression of intemperance, as it is insisted that if drunkenness and tippling in groggeries, bar-rooms and drinking establishments is prohibited, the mischief complained of will be remedied.

Those of our citizens, therefore, who have heretofore taken no part in invoking the aid of the Legislature upon this subject, are invited to unite with the Temperance Societies and their advocates, so far as to petition the Legislature to pass a law to prohibit, under the severest penalties, the sale of spirituous liquors in all groggeries, bar-rooms and drinking establishments. If the Temperance Societies and their associates choose to prosecute the war thereafter, upon more general grounds, so as wholly to prohibit the sale of spirituous liquors, so be it; but for the present, it is hoped that they will be content to ask for the suppression of all groggeries, bar-rooms and drinking establishments.

A similar course has been adopted in England by a society called "The Alliance for the Suppression of traffic in intoxicating liquors," in reference to which an English writer observes, that the Teetotalers of England have, instead of denunciations on the sinfulness of alcohol, and the immorality of moderation, constituted an organized agitation for the suppression of liquor traffic: "Peace to the home-brewed, and war to the gin-palaces," is now their motto. A new bond of union has, therefore, been established, of a much more comprehensive nature than their ancient creed. Those who join their banner, will be no longer required to forswear temperate indulgence, or to take the vow of water-worship. It is obvious, (he adds,) that much of the folly which has hitherto cast ridicule on their cause will be eliminated by this change of policy. The Society has been joined by many who have never signed the pledge of total abstinence. The practical object at present contemplated, is to abolish the *retail trade in spirits*; but the Society makes no secret of its hopes ultimately to incorporate all the prohibitions of the Maine Law into the British Statute book.

Editors of newspapers who approve of the course recommended in this article, viz.: to limit the prohibition to the sale of spirituous liquors in groggeries, bar-rooms and drinking establishments, are *requested*, in the name of humanity, to republish this article in their papers, and in due time they will be furnished with the form of a brief petition *to the Legislature on the subject*, to lay before the public.

LEX.

THE CASE OF DR. KING.

Letters of Instructions to the American Minister from Messrs. Webster and Everett.

Our Washington correspondent has sent us the following correspondence relative to the case of Rev. Dr. KING. The letters of Messrs. WEBSTER and EVERETT will be found highly interesting, although the case to which they refer has been finally disposed of. They have never before been published:

Mr. Webster to Mr. Marsh.

(EXTRACTS.)

DEPARTMENT OF STATE, WASHINGTON, April 20, 1850.

Hon. George P. Marsh, Resident Minister at Constantinople:

SIR: Information having been received at this Department concerning events which have occurred at Athens, affecting the property, rights, and personal safety of Dr. JONAS KING, it is deemed highly important, in the absence of a Diplomatic Agent of the United States in that city, at the Greek Court, that you should proceed thither, and ascertain the nature of the difficulties, and inquire into all the facts connected with them, and report the same to this Department. So far as the Department is informed, the facts are briefly these:

Dr. KING was first sent by the American Board of Foreign Missions to a missionary in Palestine, where he remained about four years, and then returned to this country in 1837. He subsequently went to Smyrna, and in connection with the Board, but as one of the Philhellene Agents, to assist in relieving the Greeks from fire and distress, consequent upon their War of Independence.

In the year 1840, he was married in Tenos to a respectable Greek lady from Smyrna. His connection with the American Board was renewed in the following year, and has continued to the present time. Dr. KING was among the first to establish a residence in Athens, after its abandonment by the Turks, and that has continued to be his place of abode. While the city of Athens was in a state of ruin, by the wars of the Greek revolution, Dr. KING, with the consent and by invitation of the Greek authorities, and in common with many citizens of other countries, obtained the purchaser of a piece of ground, of that time little prized either by Turks or Greeks. In process of time, and especially since the capital of Greece has been permanently fixed there, the growth of the city towards the ground in question has ascertained it to become a most desirable part of the city of Athens.

Sixteen years ago, Dr. KING commenced collecting materials for the purpose of building upon the ground, but was prevented from doing so by the fire of the city, commenced by the Commissioner of Greece. The ground has remained nearly in the same state as it was; neither can it be sold, divided or alienated for the benefit of the owner; and no person under existing circumstances can, or is allowed to purchase, as long as the contradiction of" [illegible] upon it by the Government of Greece. Neither has the Government, during the length of time, [illegible] any one of its [illegible] the right of [illegible] to do with it as it chose, [illegible] that property.

The lot in question contains about (72,000) seventy-two thousand square feet, situated on a beautiful elevation, commanding a view of Mars Hill and the Acropolis; and some of the principal antiquities of Athens, the Temple of Jupiter, on the sacred and picturesque Mount Pentelicus and the Plain of Attica, on the west and north; and Lycurgeum and Areopagus, on the east.

The value of the land is believed to be about ($100,000) one hundred thousand dollars. Dr. KING, both personally and through the aid of the United States Consul, has endeavored to come to some understanding with the Greek Government on the subject, but without success. The 12th Article of the Constitution of Greece declares that "No man shall be deprived of his property except for public necessity, suitably shown, when and as the law directs. But under all circumstances, the indemnification must be paid before hand." Notwithstanding this positive declaration of the Greek Constitution, Dr. KING has received no indemnification, as the Department is informed, from the Greek Government. In a dispatch recently received from him, it appears that after the departure of Mr. DIMITRATAKI, the United States Consul was left in charge of the Consulate, about a year since, and has been recognized by the Greek Government as the Acting Consul. It further appears that since he entered upon the discharge of his Consular duties he has been tried on a charge of heterodox preaching, sentenced to fifteen days' imprisonment, and then to be banished from Greece. The Department is not informed precisely to what extent toleration is allowed in Greece, or how far the preaching of a religion, other than that of the Greek Church, is permitted. But it has good reason to believe that the Roman Catholics, Episcopalians, Lutherans, Jews, and Mohammedans, exercise the liberty without restraint in Greece, of preaching and expounding their peculiar views.

If this be correct, the prosecution of Dr. KING looks much like persecution. This Government, while it will not support its citizens in the violation of the local laws of the countries where they temporarily reside, will protect them, to the utmost of its power, in all just rights and privileges to which they may be entitled; nor will it permit on the part of the Greek Government any violation of its treaty obligations. The Department presumes there can be no doubt as to the citizenship of Dr. KING, and his right to be protected by the Government of the United States; mere residence abroad, without the animus manendi, has never been claimed to sever the tie which bind the citizen to his country. The views of Chief Justice WILLIAMS, of Connecticut, in one of the documents herewith transmitted, upon the subject of the citizenship of missionaries, coincide with those of the Department. He remarks that the merchant who seeks for gain, the soldier who fights the battles of other countries, and the sailor who spends his days in roving from shore to shore, all feel that they have a country which will acknowledge them as citizens. And it cannot be claimed that the missionary stands upon different grounds. There is nothing in his character, his pursuits, or his vocation, which renders him less worthy of the protection of his Government. The merchant seeks for gain for himself, the soldier seeks for what he calls glory, and the sailor to indulge his roving disposition. The missionary, with unfeigned benevolence, looks not for his own good, but the good of others. He is the messenger of peace and the herald of salvation. He seeks not theirs, but them. He looks not even for support to his new country, but draws his resources from his native land. He is, indeed, an ambassador not sent out by the Government as their representative, but as the representative of a great number of his fellow-citizens, to communicate knowledge to the ignorant and happiness to the miserable. To those from whom he derives his support in his own land, he is accountable, and at their pleasure may be recalled. It is true he may be at a great distance from his native land, but not further than those who are in commercial pursuits. We see nothing, therefore, in his profession, nothing in his distance from home, nothing in his relationship to his country, which would place him on different ground, as to his citizenship, from his commercial brethren.

While, therefore, our missionaries amidst their privations are cheered with the knowledge that they have the sympathy and the prayers of their Christian friends at home, and are recognized as brethren in Christ Jesus, they may rest assured that they remain fellow-citizens with us, and have a right to the protection of a Government whose distinguished characteristic is, to extend to all our citizens equal rights and equal privileges. And in connection with this subject, the following extract from a dispatch, of earlier date of February 8, 1848, to one of your predecessors, shows the interest which has heretofore been taken in the protection of the American missionaries by the United States Government. "It has been represented to this Department, that the American missionaries and other citizens of the United States, not engaged in commercial pursuits, residing and traveling in the Ottoman dominions, do not receive from your Legation that aid and protection to which, as citizens of the United States, they feel themselves entitled, and I have been directed by the President, who is peculiarly interested in the matter, to call your immediate attention to the subject, and instruct you to seek on occasions, when your influence in behalf of such persons may become necessary or useful, to extend to them all proper succor and attention of which they may stand in need, in the same manner that you would to other citizens of the United States, who, as merchants, visit or dwell in Turkey." Such, in fine, are the main facts of the case, as now understood, which is presented for your investigation. You will please direct your particular attention to the papers accompanying this dispatch, being the voluminous correspondence relating to the subject, that has been carried on through a long series of years. You will ascertain what are the local laws in force, relating to the taking of private property for public uses, and the usual mode of indemnification; what losses, if any, Dr. KING has been subjected to, and what just and equitable claim he may have upon the Greek Government, not only for a release of the injunction of non usus, or for the payment of the land taken by it, but also for indemnity for the losses to which he has thereby been subjected. You will also be careful to ascertain whether the late trial of Dr. KING was for any offense, as alleged, against the laws of Greece, and whether it was conducted, to all purposes, in a fair and legal mode; and, also, to what extent religious toleration is allowed, and public preaching permitted, by law or usage, among those who do not belong to the established church, and also all other circumstances that may throw light on the subject, and enable the Department to give you further instructions. Commodore STRINGHAM has been ordered to convey you to Athens in one of the ships belonging to the Mediterranean Squadron. He will probably reach Constantinople about the last of June. You will please leave the duties of the Legation in Constantinople in charge of the First Dragoman, whom you will authorize to exercise your functions during your absence on business. You will keep an account of your traveling expenses while engaged in carrying out these instructions, and send your account, in the usual form, to the Department for settlement.

After transmitting your report you will remain at Athens, or in his neighborhood, till you have done the Department. In the discharge of the duties with which you are now entrusted, the Department places entire confidence in your discretion and judgment. While you remain at Athens, the Navy Department will be requested to keep one or more of the vessels of the Mediterranean Squadron in the neighborhood of that place, and subject to your order.

I do, sir, the [illegible]

DANIEL WEBSTER.

Mr. Everett to Mr. Marsh.

DEPARTMENT OF STATE, WASHINGTON, Feb. 8, 1853.

George P. Marsh, Esq., &c., &c., &c.:

SIR: Your dispatches up to the November have been duly received, together with your reports in the case of Dr. KING, dated Athens, 31st August, and Constantinople 9th October, 1852. They early engaged my attention, but the pressure of business upon the Department has been so great during the Winter, in consequence of circumstances which will occur to you, that it has not been in my power at an earlier moment to write to you definitely on the subject.

Your dispatches and reports have been submitted to the President, and he directs me to convey to you his approbation for the proficiency with which you repaired to Athens, in pursuance of your instructions, and the assiduity and perseverance with which you applied yourself to the investigation of the case. The subject under your instructions divides itself into two branches of inquiry, and is of course so treated in your reports. The first relates to the losses sustained by Dr. KING in consequence of the appropriation of his land to public purposes, and the restrictions laid upon his own use of it; the second relates to the trial and condemnation of Dr. KING for alleged offences against the established religion of the State; and I think, Sir, a second review will generally appear, from the discussion on the views of the President on this second branch of the subject—with some of which he appears well pleased—that the result of your inquiries will be satisfactory to the President, and entitled to confidence; and that [illegible] conditions in favor of Greece in any case where Dr. KING is concerned. Before the arrival of Commodore STRINGHAM, Dr. KING has never placed the subject in authority. Dr. KING has never pressed the subject in authority. Dr. KING has never pressed the subject in authority. Dr. KING has never press

the whole question to the arbitration of a friendly power. The President has no strong prejudices on the subject in question. He would fain see your country and the King of the Hellenes [illegible] the dispute. If it would [illegible] convenient to Greece to refer it to the Government of whose Guest there is a Greek Minister, the President would cheerfully co-operate in this choice.

If the Greek Government adopts this offer, and will formally pledge itself to abide by the result, you will [illegible] up a suitable form of submission, to be subscribed by yourself and the Greek Minister of Foreign affairs, on behalf of his Government. It is not deemed necessary to make the agreement the subject of a Convention to be approved by the Senate, and it is desirable to avoid that delay incident to that course. Having submitted the communication to Greece, you will immediately transmit it to this Department, in order to further proceedings.

Should that proposal also be referred, in other words should the Government of Greece persist in denying justice in any form to Dr. Kuse, you will immediately report the facts to this Department, and return to your post. It will then be for the Government of the United States to adopt such a course as may be deemed expedient under the circumstances of the case. Considering the great disparity of the parties, you will in all your communications with the Greek Ministry, avoid the language of menace, and be especially careful to leave your Government entirely uncommitted in attitude or measures.

Before closing this despatch, I think it expedient for greater clearness, to call your attention to that part of your instructions of the 20th of April, 1852, which relates to the citizenship of Dr. Kuse. Those instructions were given in the understanding that he has never relinquished, nor intended to relinquish his character as an American citizen; that though married and for many years a resident of Greece, he has never abandoned the intention of returning home,—that he has never renounced nor intended to renounce his allegiance to the United States, nor taken any steps towards becoming a citizen of Greece. That such is the case is inferred from the correspondence of Dr. Kuse and of the Missionary Society, by whom he has been employed, with this Department; and it is on the assumption that the President has only to lay this to further in his behalf.

At the last advices, the United States flag-ship was at Genoa, but expected soon to return to Spezzia. A portion of the vessels constituting the Squadron have been directed to convey the newly appointed Consul General to Alexandria. It is accordingly somewhat uncertain when and where you may be able to meet with Commodore Breckenridge, but much must be left to your discretion, and his, in this respect. You will spare no exertions to get to Athens in the Hellenic soon as possible. Be pleased immediately to acknowledge the receipt of these instructions, and keep the Department regularly advised of your proceedings.

I am, Sir, respectfully, your obedient servant,
EDWARD EVERETT.

NEW-YORK CITY.

THE CITY POOR.

Meeting of the Unemployed.

In response to a call signed JOSEPH ROSS, and published in the different newspapers of the City, several hundred unemployed mechanics and laborers assembled in the Park yesterday afternoon. The object of the meeting, as stated in the call, was to petition the Common Council to commence the construction of the new City Hall and other public work, immediately, in order to give employment to those who are now idle.

At 3½ o'clock the meeting was called to order by Mr. WILLIAM A. YOUNG, who called upon E. F. JOHNSON to preside.

On motion, Messrs. Wm. A. Young, G. T. Smith, F. G. Angin, James Wheeler and James Craft were appointed a Committee to draft resolutions.

While the Committee were absent, Mr. WALFORD, the President of the Platerers' Association, came forward and addressed the meeting. His remarks did not bear upon the subject of affording immediate relief to those now unemployed. He desired to have a policy adopted by the State by which trade now unemployed could be opened to the oppressed of the laboring class, so that they be not in future forced to lie idle for the want of employment. The speaker had no faith in Common Councils except councils of working men, and it should be their aim first to remove competition and then to increase production. This he was satisfied could not be accomplished except through the land. Mr. WALFORD concluded his remarks by proposing the annexed resolution:

Resolved, That this meeting is of opinion that the only practicable remedy by which profitable employment can be found in the land, and that it is the only means by which the laboring millions can be rendered permanently prosperous.

The resolution was carried without dissent.

Mr. W. J. YOUNG next addressed the meeting at some length. His remarks had reference principally to the want of sympathy between rich and poor, and to the heartless indifference of capitalists and men of wealth to the sufferings and wants of the poor. He wanted to see American citizens, he cared not whether they were born in America or in Africa, in Ireland or in Russia,—he wanted to see them go before the Legislature of the land and submit their case to them, and inform them that a famine was impending to-day, and that it was their duty to prevent it to-morrow. He wished every American citizen to remember that the soil was as much the individual right of every man as his vote, and therefore that the Government should provide for the interests of the people by limiting the amount of land or real estate which any individual may possess. That was a measure which the necessities of the times demanded, and which the wants of the poor and the inequalities of social position imperatively required. Each man had a right to but *one* vote, and so each man should have a right to but one home. If the political power of the individual was limited by law, on likewise should the money power of the individual be limited. Mr. YOUNG then proposed the annexed resolutions:

Resolved, That a permanent Committee be appointed to consist of the following gentlemen: J. T. Smith, W. J. Young, Frederick Sohn, S. A. Weedon.

Resolved, That a Committee be appointed to solicit subscriptions on the unemployed mechanics' behalf from the merchants and business community in the City of New-York;—and that all moneys so collected be appropriated to the purpose of relieving the sufferings of the working class of employment.

Resolved, That a Committee be authorized to draft resolutions to be read on Friday afternoon, at this place, at 4 o'clock.

Resolved, That the Committee be authorized to hire a room for the purpose of meeting in, and from which to distribute the various moneys collected in the shape of provisions and fuel.

Resolved, That a collection be now taken up for defraying the expenses of advertising and hiring rooms.

These resolutions were carried almost unanimously.

It was then moved and seconded by W. A. YOUNG and EDWIN F. JOHNSON, respectively, that the Committee already appointed be empowered to collect subscriptions, and raise money from the meeting present to defray advertising expenses and room hire.

An attempt was then made, in pursuance of this resolution to raise some cash from the crowd, but nothing was realized.

Mr. W. A. YOUNG then spoke briefly in vindication of the course now adopted by the unemployed laborers, and at the close of his remarks the meeting adjourned until to-day (Friday) at 4 o'clock P. M.

How the Poor are Wronged.

Thousands of dollars are spent in feeding and clothing the Poor of this City. Still they are wronged by having the cause of their poverty remaining. One grasping will destroy and rob more men and women than one thousand dollars will relieve. Why will not the rich help to protect those wronged ones? A very little money will give back to the poor homes and property. It takes but little; but something better to work with than is wanted.

To Illustrate: Seven men in Arcadia, Wyoming County, convinced the people that it was wrong to vote for and keep men in office and in the Church, who encouraged Chinese traffic, and finally succeeded in persuading the people to vote right. With the votes of the people they obtained the political power.

Now, for the moral power. Where to BE? It is in the enforcement of the law. At Arcadia the people called meetings, made speeches, and sang songs, for two years in vain. They called a meeting to see who violated the law. The above mentioned people were all that could be found to attend that meeting. They took the responsibility of driving the rum-sellers from the town. They went to the Grand Jury, and to the County. They found there was power in the law to clear the town of its grogseries. They triumphed. For thirteen years there has been no rum sold in that town. Give the Canaan League to each town, and city, and ward, of the State, seven men like those of Arcadia, and it will deliver the people and the Churches from the baneful influence of the rum power, and redeem the times.

This is what the Canaan League is trying to do. Out of sixteen towns in the county of Wyoming, there are about twelve in which in consequence of the glorious struggle set by Arcadia, the rum sellers can never think of trafficking in the accursed poison. At Bristol, Ontario County, N. Y. years ago, the people exterminated rum, and many times the good men who accomplished this emancipation of God's poor. No accounts of sensible paupers can now be found in any town where the work of Temperance and Prohibition has been thus thoroughly done. But while the existing laws are severe, there is still a very great lack of moral principle at the ballot-box, and of moral power to enforce the laws in all places throughout the State, for yet and nearly also in places where the people have cowardly refused to assume the responsibility of effective, aggressive war upon the rum-sellers in the Church and the Jury room, and the Halls of Justice. There is needed a more general feeling of individual responsibility among the voters. Shall we not receive aid in inculcating and disseminating this feeling? We hope so. And to that end, the Canaan League respectfully and earnestly invites all the friends of Prohibitory Laws to lend it their assistance, and to correspond with its officers at their rooms, and communicate such facts and material aid as will enable them to perform their work successfully.

Office of the Canaan League, No. 5 Spring-street, (first floor, up stairs.) THOS. L. CARSON.
NEW-YORK, Dec. 20, 1854.

A Church Caring for the Poor.

The Fourteenth-street Presbyterian Church has always taken a lively interest in the moral and spiritual destitutions of the City, but of late has been enlarging its operations. A sermon was preached by the Pastor, Dr. A. D. SMITH, last Sabbath morning, on the duty of "*Christian love for our City*," and a meeting of the congregation appointed on Tuesday evening, to hear statements and make arrangements respecting the missionary movements of the church. This meeting, in spite of the intense cold, was very large, and exceedingly interesting. It was stated that the church had under its care three missionary enterprises. They have taken the large hall in the Demilt Dispensary, in Twenty-third-street, where a flourishing Sabbath School is held, a weekly prayer meeting, a service for the children on Sabbath afternoon, and preaching Sabbath evening. They also occupy, with a new and flourishing school, a hall in Twelfth-street, near Avenue C, where, also, there is to be preaching Sabbath afternoons. They have a care, besides, of the new German congregation in Rivington-street, which was organized by them, and where there is a large Sabbath School, superintended by one of the Elders of the Fourteenth-street church. Striking and encouraging facts were stated in regard to all these enterprises, and a Missionary Association of the congregation was formed for purposes of this sort. A subscription for the sustaining of these objects was taken before the meeting adjourned, of about $2,500.

In connection with these movements, there is to be a judicious distribution of charity, in the matter of the physical wants of the poor. A single individual present at the meeting subscribed $250 for that purpose.

Protestant Half-Orphan Asylum.

The nineteenth anniversary of the Protestant Half-Orphan Asylum was held at the Asylum, Sixth-avenue, between Tenth and Eleventh-streets, on Tuesday. The Institution was thoroughly inspected, and found to be satisfactorily conducted under the management of Miss HUNTER, the Matron. The children presented a neat and healthy appearance. The present officers of the Institution were all unanimously reelected. There are in the Asylum 181 children—93 boys and 88 girls. Of this number but 70 are natives of the United States, and of these only 28 are of American parents. The others are of different nationalities, nearly every country in Europe being represented. Of the foreign-born, natives of Ireland are the most numerous; Germany and Scotland come next, and are about equally represented. The children are housed, clothed, fed and taught in the Institution, at an annual cost of only $34 per annum for each.

Anniversary of the Eucleian Society.

Hope Chapel was crowded on Wednesday night on occasion of the first public anniversary of the Eucleian Society, a literary association, composed of students of the New-York University. The exercises were opened by SAMUEL CARLILE, President of the Society. After alluding to its foundation, (twenty-one years since,) he spoke of the different distinguished gentlemen who had been enrolled among its members. Among others he mentioned the popular District Attorney elect, A. OAKEY HALL, Esq.

Mr. IRVING S. CAMPBELL, (a son of Rev. Dr. CAMPBELL,) was the next speaker. His subject was "The proper object of Life."

Mr. HENRY N. FISHER next read an original poem. The exercises closed with a debate on the following subject: "Do the indications of the times warrant apprehensions for the perpetuity of the Union?"

The affirmative was sustained by Messrs. COOKE, MENDUM and ADAMS; and the negative by Messrs. MONEY, FELT and OWEN.

The Book Sale Yesterday.

There was a larger attendance yesterday at the great auction of English Books, at the salesrooms of BANGS & BROTHER, No. 13 Park-row, than on either of the previous days. The prices offered were better than on the former occasions, although the best works went as before, at the worst prices. Dr JOHNSON'S *British Poets*, 69 vols., with portraits, whole bound in calf, with gilt edges, were sold for 22½ cents per volume. We have seen a worse copy of the same work sell for 9 shillings a volume. Sir WALTER RALEIGH'S *History of the World*, in 6 vols., a fine copy, in half calf, went for $1 a volume. The translations of ORPHEUS and PAUSANIAS, by TAYLOR, the translator of PLATO, were sold at $1 for each entire work. Bishop EARLE'S *Microcosmography*, the earliest collection of Essays in the English language, was purchased by Mr. DUYCKINCK, for *three shillings*. Bishop EARLE was the father of ADDISON, STEELE, and the writers in the *Spectator*. His works are very scarce, and choice in proportion. CAREW'S Poems, a handsome edition, was sold for 12 shillings. Other books—but usually those of lesser merit—sold well, some of them exceeding their value in any market. Altogether, the sale yesterday, as on the previous days, was a sacrifice quite afflicting to lovers of good books. The catalogue for to-day offers some fine works, though we cannot anticipate any worthier bids.

Juvenile Asylum.

The Board of Directors of this Institution held their stated meeting on Tuesday. The Superintendents report 247 children under the care of the Board, and there can be no doubt that, owing to the difficulty of obtaining employment and the severity of the season, this number will be largely augmented before Spring.

The terms on which children can be obtained are the necessary food, clothing and education suitable for an apprentice, and a sum of money to be paid to the child at the expiration of the term of service, not exceeding $100. Thus preserving children from the contamination of a city life and city vices, and at the same time supplying the wants of the farmer and mechanic.

The Asylum is in Fifty-fifth-street, near the East River. City Office, No. 77 Grand-street.

Loss of Life by Murphaism.

Yesterday evening a fatal mistake with medicine was made by Mrs. RYAN, residing at No. 260 East Fifteenth-street, which resulted in the loss of the life of her only child, aged three years. The child had been ill for several days, and becoming very [illegible] thought was lockjaw, but it was [illegible] to be morphene. The infant went to sleep and woke no more. Coroner O'DONNELL will investigate the case this morning.

Presentation to Major F. D. Wyse.

Major FRANCIS O. WYSE, U. S. A., who having been convicted of disobedience of orders, in refusing to embark with his command on board the steamer *Falcon* for San Francisco, was temporarily suspended from command, has been ordered to join his regiment, the Third Artillery, now in California, and will sail for his destination in the steamer to-day. A day or two since, in the Astor House, a beautiful sword and a neat pair of epaulettes were presented to the Major by his friends and the admirers of his course in the *Falcon* affair. Quite a number of prominent military and civic gentlemen were present on the occasion, including Generals BUTNETT and WARD, Brevet-Major FARNSWORTH and BAYLOR, Lieutenants GAINES and DAMDONVILLE, Colonel DAVID HAMILTON, of Albany, Hon. Mr. SEYMOUR, M. C., of Troy, Assistant Engineer SAMUEL MCELRATH, of the Brooklyn Navy-Yard, and many others. The Committee of Arrangements of the New-England Society, who were in session in an adjoining room, were also present at the presentation.

The Belgian Government Convicts.

The capture of the twelve Belgian Government convicts has created considerable excitement in the City. Numerous influential gentlemen, we learn, are about to interest themselves in the important matter, and to apply to Congress for immediate action to prevent the importation of foreign felons of every grade. Yesterday morning the convicts were taken before Judge BOGART, at the Lower Police Office, who committed them to prison, with instructions that they should be detained until arrangements can be made to return the whole gang to their native land. During the afternoon Capt. STACKPOLE, of the packet ship *Rochambeau*—which vessel brought out these pardoned criminals—came to the Mayor's Office, and intimated his willingness to submit to any action the authorities may take in the matter. Meanwhile the Magistrate at the Tombs issued a subpœna for the first mate of the *Rochambeau* to attend Court this forenoon and testify in the case respecting the captain's knowledge of the men being convicts when he permitted them to take passage in his vessel. In accordance with the statute this fact must be established before the penalty can be imposed.

Adroit Robbery in Canal-street.

Yesterday morning the Police of the Sixth District arrested two German Jews, upon suspicion of stealing a piece of Italian silk, valued at $30, from the dry goods store of Messrs. CROFSEY, in Canal-street. When the individuals entered the store, they called for cheap cambrics, and after purchasing a quarter of a yard, requested the attendant to show them some silks. They appeared very difficult to suit, and finally left the establishment, remarking at the time, "We'll call again." The clerk immediately commenced shelving the silks again, when he missed a piece containing about 30 yards. The shop-lifters were at once pursued by the salesman and captured, but not a vestige of the stolen fabric could be traced. The prisoners were brought before Judge BOGART, at the Tombs, and upon searching their persons a whole piece of fine Irish linen was found secreted in a large pocket, which is supposed to have been stolen. The magistrate then severally committed the accused to await further action. It said that a charge of stealing jewelry will be substantiated to-day against one of the defendants.

Embezzlement by a Broadway Clerk.

Yesterday morning Mr. GEORGE BULFIN, merchant, No. 361 Broadway, appeared before Judge BOGART at the Halls of Justice, and preferred a charge of felony against one of his employes, named CYRUS N. BROWN. The complainant alleges that the defendant embezzled from his store one costly victorine, one pair of ladies' fur cuffs, and $8 in bills, paid to him by a customer. A portion of the plunder was found in the possession of the accused, and he acknowledged committing the offence. An examination into the circumstances of the case took place in the afternoon, and resulted in the committal of the clerk for trial at the Sessions. The unfortunate young man was examined according to law, and answered as follows: He was born in the town of Oxford, Chenango County, N. Y., aged 17 years, and boarded at No. 100 Warren-street. When asked what he had to say in relation to the charge preferred against him, he denied being guilty of the accusation.

Railroad Death.

Coroner O'DONNELL held an inquest at the Hudson Railroad Depôt, Thirty-first street, yesterday morning, on the body of DAVID MITCHELL, who was run over and killed by the Hudson River Railroad train at Stryker's Bay, about Ninetieth-street, on Tuesday morning last. The deceased was fifty-three years of age, a native of Ireland, and a flagger by trade. He resided at No. 326 West Twenty-ninth-street, and leaves a wife and seven children. The verdict was, "That the said DAVID MITCHELL came to his death by being accidentally run over by the Hudson River Railroad train, near Stryker's Bay, on the 19th inst.

Horrible Suffering.

Between 9 and 10 o'clock on Thursday night, while an officer of the Third Ward was patrolling along West-street, his attention was arrested by hearing groans on the Chambers-street wharf. The policeman hastened down the pier, and beheld a most heart-rending case of suffering. Near one of the large spiles was seated a forlorn-looking immigrant named ANNA HAGEN, with two helpless children, one of whom was sick with the measles. They had been landed on the pier, and were in a starving condition, without any money or other means. The officer took them to the station-house, where the sick child died soon afterward, and yesterday the Emigration Commissioners rendered aid to the mother and remaining child.

Almost a Death by Charcoal Fumes.

A colored woman named CAREY, residing in the rear of No. 169 Church-street, was rendered insensible Thursday night by inhaling the fumes of a charcoal furnace which was situated in a close room. While in this condition she let her child fall into the fire. The cries of the poor infant brought in some of the neighbors who rendered assistance. The police immediately procured a physician, who pronounced the child's injuries as beyond recovery. The woman was in an exhausted state, but her recovery was considered probable.

Churches that Give.

We have been looking over the annual report of the Presbyterian Board of Foreign Missions, and find that the total receipts for the year are $140,500. Few of the churches have contributed more than a thousand dollars each. In the Presbytery of New-York there are but four churches which have contributed more than this sum; Rev. Dr. ALEXANDER'S giving $6,085; Rev. Dr. PHILIPS' $4,308; Rev. Mr. VAN DYKE'S, in Brooklyn, $1,207; and Rev. Dr. PUTNAM'S $1,216. In the Synod of New-York, embracing 115 churches, there is but one, aside from these, (Rev. Dr. MCELROY'S, $1,169,) in which the donation to the Board reaches this sum. In the Synod of Philadelphia, with the exception of the First Church in the city of Baltimore, Rev. Dr. BACHMAN, $1,404, no church has contributed a thousand dollars. No one church in Philadelphia gives a thousand.—*Observer.*

Indicted.

Two Germans, named ANTHONY and EDA MILLER, have been indicted by the present Grand Jury for keeping a disorderly Lager Bier shop in Grand-street, and harboring young females for vile purposes. They were held to bail to answer.

[illegible]

The American and Foreign Emigrant Protection and Employment Society has received reports from its Sub-Committees, giving results of the doings of the year.

The Committee of Agencies report that, agreeably with their instructions, they have completed arrangements with Mr. E. JONES, of Liverpool, as the Society's Agent for Great Britain and Ireland, and have furnished him with his credentials and instructions. Mr. JONES has recently returned to Liverpool, having been industriously engaged, during his stay in the United States, in visiting various sections of the country, examining most of the principal thoroughfares of travel, acquiring necessary information, and maturing, in counsel with the Committee, plans of efficient action on his return.

Mr. WM. O. COUSELL, recently from Dublin, having produced satisfactory credentials of character, and after due examination by the Committee, has been appointed Collecting Agent. It is the intention of the Committee, with the consent of the Board, to retain Mr. C. in the City until he shall have become sufficiently familiar with the routine of his duties, and then commission him as Traveling Agent, to visit suitable localities in our own and neighboring States.

The Committee invite attention to the interesting correspondence of the British Ladies' Female Emigrant Society in London with this Society, proposing plans of cooperation; and, also, of Rev. E. LORREAUX, of France, in reference to the formation of French colonies in this country.

The Committee congratulate the Board of Managers on their selection of Rev. Dr. THOMPSON as General Agent of the Society.

INSTRUCTIONS TO SECRETARY.

DEAR SIR: In addressing you, relative to the duties which you so kindly volunteered to perform on behalf of this Society during your sojourn in Europe, the Board of Managers design less to instruct you, who are already sufficiently familiar with these duties, than to offer some general suggestions as a basis whereon you can make public the nature and design of your philanthropic mission,—that no misconception may be formed on the subject either in this country, where a growing apathy seems entire in regard to the operations of the countries of Europe, (where scarcely less jealousy may be found,) whence crowds of voluntary exiles are continually making their exodus to our shores. For this purpose the Board of Managers respectively invite your attention to the following suggestions:

You will please bring yourself in contact, either personally or by correspondence, with all associations of a truly kindred character with our own, and lay before them, and the European public at large, its general objects and plans. We desire particularly that you will furnish all necessary information respecting this country as a field for moral and industrious adventurers from the Old World—correct the erroneous notions and extravagant expectations which are too generally entertained concerning America, and endeavor, as far as in you lie, to counteract the lures held out by unprincipled men to promote emigration. You will be careful to represent the true condition of our Atlantic ports, especially that of New-York, already over-populated by foreigners seeking employment, and the disappointment and destitution to which many who either have not the means of the institution to travel into the interior are in consequence exposed. You will please confer with American Consuls wherever practicable as to what steps should be taken to discourage or prevent the emigration of those who are either morally or physically disqualified for success in the New World. You will also please inquire carefully into the truth or falsehood of the targe and frequent complaints of the general as well as local Governmental authorities of Europe, of sending their convicts to this country; and in conducting this investigation you will duly discriminate between political offenders only, and those who would be recognized as criminals in every civilized community. You may confer with Mr. E. JONES, the Society's General Agent for Great Britain and Ireland, and with philanthropic individuals, on occasion offers, in regard to the formation of auxiliary societies, or the establishment of agencies at the various emigration ports of Europe, and adopt such general measures as your judgment may dictate.

You will please correspond with the Society through its Corresponding Secretary, as you may have leisure or deem advisable: reporting the progress of your mission, and communicating such other information as you may think interesting or important.

Finally, dear Sir, we commend you to the Divine protection and guidance, praying that prosperity may attend you yonder, and a more cheering future for the emigrant await your labors of love.

The Committee on Offices report that, under the powers given them by the board of Managers, they have removed the business of the Society's office to the proposed new location, Nos. 12 and 14 Astor-place.

The Committee report the following statistics of business transacted at the Society's office, from the commencement in May last:

Number of applicants for office	4,620
Number of applicants obtained situations	3,024
Female domestics rejected on account of character	236
Applications for help	4,799

Since the organization of the Society in March last, there have been received $2,759, and the disbursements have been $3,195 75, leaving a balance against the Treasurer of $436 75.

Lectures Last Night.

Professor ALEXANDER delivered a very instructive and highly interesting address last night before the Mercantile Library Association, on the "Vastness of the Visible Creation."

Dr. JAMES MCCUNE SMITH, (colored physician) delivered a lecture in Hope Chapel, last evening, on "The Nature and Limits of Human Progress."

Fair for the Benefit of the Ragged School.

The ladies of this City held a fair last evening, at Freeman's Hall, No. 600 Broadway, for the benefit of the Ragged School, at No. 695 Sixth-avenue, opposite the Crystal Palace; it was well attended and patronized. The display of articles on sale, and the variety of refreshments were excellent. The fair will continue open during this day and evening.

The Holidays and Public Charities.

In the distribution of holiday gifts and charities, the Industrial Schools, of course, will not be forgotten. Little dolls, goodies, Christmas trees, and other cheap gim-cracks, of the holidays, given to the poor girls, gladden their hearts, as they do the more favored children of the human family. It is worth ten-fold the cost only to see their weather-browned faces light up with joy and gratitude.

The more substantial contributions are also necessary, and we hope that among others the Industrial School of the Home for the Friendless will be remembered. There are about 250 poor girls on the register, and an average attendance of about 100. Although they are taught in part by volunteer ladies, and are under the charge of a Committee of the Home, the expenses for teachers, food, clothing, fuel, books, rent, &c., &c., are large, and must be supplied by the kind-hearted and charitable.

The School is at Nos. 4 and 5 Thirty-fourth-street, east of Sixth-avenue.

On Christmas Day the scholars will be at the Home for the Friendless, No. 32 East Thirtieth-street, from 12 to 2 P. M., when they will be given a dinner.

Donations will be thankfully received *for the Home Industrial School*, at the School, or at the Home for the Friendless, or by the following ladies of the Holiday Committee: Mrs. R. W. CHESTER, No. 42 West Thirty-second-street; Mrs. E. C. BERRIDGE, No. 60 Tenth-street; Mrs. SAY, No. 59 Tenth-street; Miss MCFARLANE, No. 25 Brevoort-place, (Tenth-street;) Mrs. R. M. BUCHANAN, No. 49 Washington-square.

A Christmas dinner will be given to the children of the Hudson River Industrial School, on Wednesday, the 27th inst.

Donations may be sent to the School-room, in the basement of the Church, No. 354 West Twenty-eighth-street.

The Ten Governors.

The following note has been addressed to Mr. DRAPER:

No. 2 HANOVER-STREET.

DEAR SIR: No agreement to refer the matters in controversy between the Governors of Almshouses and the Commissioners of Emigration has yet been exchanged.

The matter rests still upon my proposition to include the important question relating to recent emigrants committed as vagrants, to which the counsel of the Commissioners has given no explicit answer.

Yours respectfully, WM. M. EVARTS.
S. DRAPER, Esq.

The Packet Ship St. Patrick Ashore at Barnegat.

The ship *St. Patrick*, Capt. WATMAN, from Liverpool Nov. 15, with merchandise and 411 passengers to DAVID OGDEN, went ashore on Tuesday evening at 6 o'clock.

The captains of the schooners from the ship report that the ship thumped very heavily when they left her, and they think she will be a total loss.

Fire in Fourth-avenue.

About 2 o'clock yesterday morning, a fire was discovered issuing from the cellar of house No. 277 Fourth-avenue, occupied by Mr. CARLTON. The Eighteenth Ward police extinguished the flames with slight damage. The fire originated from a heater.

☞ The Boome, Knoland & Co. Guards, of the New-York Locomotive Works, have presented Captain S. SHIPLEY with a handsome gold chain, as a mark of their esteem. Mr. O. JONES, on presenting the chain, highly complimented Captain SHIPLEY, who responded appropriately.

The Brick Church.

TO THE HONORABLE BOARD OF COMMONALTY:

The Finance Committee of your Honorable Board, to whom was referred the matter of the Brick Church property, on the 24th April brought in their report, and a resolution, the adoption of which they recommended concurring with the Board of Aldermen, authorizing the sale of the property, and distributing the proceeds thereof, three-fourths to the Church, and one-fourth to the City, as recommended by the Commissioners of the Sinking Fund.

What has obstructed the progress of the resolution so many months, and what will be the final disposition of it in your Board, we have yet to learn. Perhaps the erroneous statements contained in the report, and specious arguments with which they are maintained, have then succeeded the recommendation of the Committee, in commending the resolution to your favorable consideration. To correct such statements and place the claim of the Church before you in as lucid and concise a manner as we are able, is the object we have in view.

The property in question is held under a grant of the Common Council in 1765. By some unexplainable blunder, it has happened this *instrument* has been called a lease; the popular belief at this time is, that the Church holds the *lease*, and the City Corporation the fee. It has been characterized a *lease* in the debates of your Board. Even your Finance Committee, in their Report, discourse of "a perpetual lease—continuing leases," &c. Now it is a remarkable fact, the word *lease* does not once occur in the *instrument* itself; it is there invariably called *Grant*. Both are legal instruments, but are unlike in function and purpose. A *Lease*—Transfers to another for a compensation received, the possession and use of land for a limited time, at the expiration of which it reverts to the lessor with the benefits accrued.

Grant—for a good and valuable consideration, transfers the fee, and codes the title, right, and possession to the grantee.

We subjoin so much of the original *Grant*, as is necessary thoroughly to comprehend and understand it. Whoever will carefully ponder the phraseology and obvious import of the language, cannot fail to perceive, the instrument is, what it purports to be, a *Grant in fee*: in the words of Chief Justice BROWSON, "a Grant in fee, subject to an annual rent of forty pounds:" in those of Mr. O'CONNOR, "a Grant in fee, founded upon a valuable consideration, reserved to the Grantors, in the form of an annual rent." The *Grant* contained stringent *limitations and one restriction*.

The first condition—"shall and do within ten years from the date of these presents, enclose the said tract or piece of ground above mentioned, with a good and sufficient fence." This was done.

The second condition—"And either erect an edifice or church thereon, or use a part thereof, for the worship of Almighty God, or use the same or a part thereof, as a cemetery or churchyard for the burial or interment of the dead. This was more than complied with, inasmuch as a church was erected, and the ground was also used as a cemetery; whereas, if one was done, the other was not required.

Third condition—"Shall and do pay, or cause to be paid, to the said Mayor, Aldermen, &c., of the City of New-York, the sum of forty pounds lawful money of New-York, on the 1st day of May of every year thereafter ensuing forever thereafter." There has been no default of this condition, and the interest at stake is a guarantee there never will be.

We now call on your Committee for their authority, that "it was on the identical site of the Brick Church where the edifice was to be erected, and public worship is to be maintained" * * * * * * "But the covenant is to erect and maintain an edifice on the regular piece of ground, &c." * * * * * * "It could not be said the Common Council was too exacting, if it should insist in the exercise of its functions as a Municipal Government, that the Brick Church should comply strictly with the covenants in regard to *supporting a Church on the premises described*, &c."

The ground being used as a cemetery, the condition was fulfilled; and there is nothing in the grant requiring that an edifice should be erected; much less, public worship should be maintained in that particular place of ground, or any other whatever; hence the declarations of the Committee are entirely gratuitous. They are also equally at fault in characterizing the consideration as "paltry and very trifling compared with this valuable property," meaning its intrinsic value; whereas it should be with its value in 1765; by such a standard, the consideration was exorbitant, rather than otherwise; the public records will show, the ground was not then worth a thousand dollars.

The grant has one *restriction*, to wit, "Shall not appropriate, apply nor convert the same forever thereafter to *private secular uses*." The construction put on this, until recently, was, that the ground could be used only for religious purposes; whereas the plain and simple meaning of the phrase "private secular uses" is in contradistinction to *public secular uses*, to which it might be appropriated. The reason for such restriction is obvious; The ground was a part of the Common, near the Park, and originally reserved, not for traffic and speculation, but for public purposes, for public buildings—public squares—burial grounds, &c. Christian Churches have been regarded as public buildings, hence the Grant was appropriate, and hence also was the restriction. It was not the intention of the grantors to restrain the grantees from appropriating the ground to other than religious uses, if the time should come, when such use was no longer practicable or expedient; but, they did intend to prohibit "*private secular uses*" in such use was contrary to that for which the ground was originally reserved.

We maintain that by virtue of the grant of 1765, the grantees are the *bona fide* and sole owners of the ground in question; that they have paid an equivalent for it, or, in other words, a good and valuable consideration; that they have complied with all the conditions, except that requiring an annual payment forever, and they are ready to extinguish that on principles of commutation; that they are not under legal or moral obligation to maintain a church edifice and religious worship "on that particular piece of ground," nor are they under legal obligation to maintain them elsewhere; that they have power to do might with the premises that is lawful to do, without let or hindrance, except to appropriate to "private secular uses;" that they may not do, until the restriction is removed.

We concede to the Common Council that they hold the restriction to their hands; and that is all the power over the property they possess; all else having been ceded to the grantees; they hold it not as an individual might do, to force a pecuniary concession from the grantees, but in trust, for the public good. While that requires the restriction be maintained, they may not remove it, however much desired; but should the time come—does any one doubt it has not come already?—when the public good would be promoted by a private secular use of the property, then the removal becomes a duty, which the Common Council may not disregard, the more important if the interests of the grantees also demand it, they being a part of that public whose watchful guardians the Common Council are.

To refuse or neglect to do it, for the purpose of forcing them into a relinquishment of any portion of their just rights, would be an abuse of power—would be oppression.

We submit, with due deference, these remarks in defence of what we regard the just and equitable claim of the grantees; and call on the Fathers of the City for such action as an intelligent constituency may expect from an enlightened municipal government. M.

Extract from the City's Grant of the Brick Church Property.

Now This Indenture witnesseth, that the said Mayor and others, for and in consideration of the pious and laudable designs of the parties of the second part, and of the rents and conditions hereinafter reserved and contained, and also of the sum of ten shillings lawful money of New-York now paid to the said Mayor and others, have *granted, bargained and sold, aliened, released and confirmed*, and by these presents do grant, bargain and *sell, alien, release and confirm*, unto the said JOHN ROGERS and others in the actual possession, now being by virtue of a bargain and sale to them thereof made for one whole year by Indenture, bearing date the day next before the day of the date of these presents, and by force of the statute for transferring uses into *possession* and *to their heirs and assigns forever*; All that certain tract, piece or parcel of ground, situate on the easterly side of the Commons, and north of the street called Beekman-street, according to a map or chart thereof made by FRANCIS MANCHALL, one of the sworn surveyors of this City of New-York, which for greater certainty is hereunto annexed, and all estates, tenements, profits, water courses, ways, easements, and hereditaments appertaining to the same tract, piece or parcel of land, in any wise appertaining or which now are or formerly have been accounted, reputed, taken, known, used, occupied or enjoyed to or with the same or any part thereof, and also the *Reversions and Reversions, Remainder and Remainders, Rents and services* thereof, or any part thereof, with their appurtenances, and also the Estate, Rights, *Title, Interest, Claim*, and demand whatsoever, both in Law and in Equity, of the said Mayor, aforesaid, of, in and to the same, or any part thereof, to HAVE AND TO HOLD the said tract, piece or parcel of ground, hereditaments and premises, with the appurtenances, unto them the said parties of the second part, herein above particularly named, their heirs and assigns, to the only proper use and behoof of the same parties of the second part, and their heirs and assigns *forever*, under the conditions hereinafter particularly mentioned, to wit: So as the parties of the second part, hereinafter particularly named, or either of them, their or either of their heirs, executors, administrators or assigns, or any of them, shall and do within ten years from the date of these presents, enclose the said tract or parcel of ground above mentioned and hereby granted, within a good and sufficient fence, and either erect an edifice or church thereon, or use a part thereof, for the worship of *Almighty God*; or, use the same or a part thereof for a cemetery, or churchyard, for the burial or interment of the dead, and shall and do, forever, by or consent the same of any time, from or thereafter, to PRIVATE SECULAR USES; and, under this further condition, or as follows, to wit: On a day after the death or decease of the second part, hereinafter particularly named, or either of them, their or either of their heirs, executors, administrators, or assigns, or any of them, shall and do pay, or cause to be paid, unto the Mayor, for the time being, for the use of said Mayor, the sum of forty pounds lawful money of New-York, on the first day of May in every year, thereafter ensuing, forever; and, that the said parties of the second part, their heirs, executors, and assigns, shall, and do, pay the said annual rent, on the said day, and shall and do, forever, hereafter, peaceably and quietly, enter into, have, hold, and receive, possess and enjoy, the said premises, the said annual rent, and all and every, the appurtenances, without any let, molestation, or disturbance whatsoever, of, or from, the said Mayor, Aldermen, &c., of the said City of New-York, or, Aldermen, &c., of the said City of New-York, or their successors, and of any other person and persons whatsoever, lawfully claiming or to claim, by, from, or under them, or any of them, by or through the note of a mortgage, or other lien, or by or through the note of a mortgage, or other lien, that the said tract or parcel of ground, hereinbefore mentioned and hereby granted, or any part of, or parcel thereof, is hereby granted an absolute, and every part and parcel thereof, with all and singular the said every of their appurtenances, now are and be free and absolutely discharged of and from all and all manner of former and other bargains, sales, gifts, grants, mortgages, releases and incumbrances whatsoever, had, made, suffered, done or suffered by the said Mayor, or Aldermen, &c.

In testimony, the said Mayor, Aldermen and Commonalty of the City of New-York, on the same part, have to these presents caused their common seal to be affixed, and the parties of the second part have hereunto set their hands and seals, the day and year above written.

(NEW-YORK, 25th February, 1768.)

LONG ISLAND.

Brooklyn City Railroad Company—Increase of Fares.

The Brooklyn City Railroad Company last week petitioned the City Authorities for permission to change their rates of fare on the lines said State to *five cents* for each passenger. The Company allege that they are losing money at four cents. The petition was referred to a Special Committee for report, and on Wednesday evening they presented their report, to which was attached the following resolution, which, after a lengthy debate, was adopted:

Resolved, That the terms and conditions upon which the consent of this Corporation was given to the Brooklyn City Railroad Company, in consideration of the use of Railroads upon the streets and avenues of this city, be so modified as to allow the company to charge, for the next, hereafter charge five cents on each ride, on the respective routes, provided, and this consent is upon the express condition, that children going to and from school, and all others under ten years of age, except infants under two years of age, who stand or live, shall pay half fare only, for any distance ridden on any of the said routes; and provided also, that additional trips shall be run in the afternoon, between the hours of 4 and 6 o'clock, as the travel shall require.

In discussing this subject, Alderman FOWLER showed that the City Railroads had, thus far, paid 12 per cent. on the money actually invested.

Passing Spurious Coin.

Two women, named MARY CLASBY

New-York Daily Times.

NEW-YORK, FRIDAY, DEC. 29, 1854.

☞ 600 lbs. Brevier Type For Sale—Somewhat old in good order. Apply at this office.

The Times for this Month.

THE DAILY TIMES (Morning and Evening) is issued every day except Sundays, and sent to subscribers by mail, in any part of the country at SIX DOLLARS per annum.

THE SEMI-WEEKLY TIMES is published on Tuesday and Friday of each week, containing all the reading matter of the Daily, and is sent to subscribers at THREE DOLLARS per annum.

THE WEEKLY TIMES consists of a selection from the reading matter of the Daily, and is sent to mail subscribers at TWO DOLLARS per annum. Ten copies will be sent for Twenty Dollars.

Payment in all cases must be made in advance.

To Correspondents.

[illegible]

Congressional.

"The rights of Americans in Europe" is a subject which will probably again obtain the attention of Congress during its present Session. It was introduced in the Senate last year by Mr. CASS, who made a very long and a very prosy speech, which he said was pertinent to the subject, and which drew from Archbishop HUGHES a reply that, while taking opposite ground, adopted the Senator's failings to an extent which rendered both speech and reply equally unsatisfactory. Mr. CASS has given notice of his intention to move again in the matter at some future day, and yesterday a petition was presented in the Senate in favor of "Americans abroad being privileged to worship, marry, and bury the dead according to the dictates of their own conciences." The subject is one of much interest and importance, and if Mr. CASS makes his coming speech on it in continuation of his last—retaining all its prominent points—some advantage may result from his efforts. A bill appropriating $10,000 for the completion of the Breakwater on Lake Champlain was introduced by Mr. FOOT, who urged its passage on the ground that from its position it was of political as well as commercial importance. It was referred to the Committee on Commerce. A resolution that the Committee on Foreign Affairs be directed to consider the propriety of tendering our mediation to settle the difference at present existing between the European belligerents, was offered by Mr. SEWARD and laid over. Others of a similar character have been reported by the Senate. The bill providing for the establishment of a Court of Investigation for Claims was called up and considered. There were a number who preferred the appointment of a Board of Commissioners to the establishment of a Court, but no action was taken on the bill.

In the House, the Official correspondence in the case of Captain GREGORY was received from the President and referred to the Committee on Foreign Affairs. Several bills for the completion of public works were introduced and referred, after which the House adjourned.

Anglo-American Progress.

While conservatives moralize on the evils of expansion, and argue earnestly that we ought to shut down the gates, remain at home, and take care of the territory already acquired by the Anglo-American race, an irresistible power, founded in the nature, enterprise and ambition of our people, is working out a great destiny on the continents and in the islands of the Western World. When we look back, and see within how short a period the States and Territories of the West have developed from the rich waste of forests, and how rapidly they are still growing—even to the base of the Rocky Mountains, and beyond that mighty landmark and the broad Pacific—in population and all the elements of unsophisticated prosperity and power, we may well ponder, what is there that such a people cannot do? It was but yesterday that Texas was a wilderness, and California a *terra incognita*. They are now two flourishing States,—one rich in boundless agricultural resources, and the other pouring out its streams of mineral wealth at the rate of millions per month.

And not only Westward does the empire wind; but South, Southwest, and more Westward than the Continent of America itself. Six years have sufficed to build up a great State upon the shores of the Pacific—a work for which, in former time, six ages would have been scarce sufficient. Reality outstrips imagination. There seems scarce a doubt, that we shall very soon try the experiment of still another State, composed of a group of islands lying in the Pacific. And it is evident that the work is but begun. We will not stop here to inquire whither all this tends. The cry is, onward! and we speak of what is happening now, and what will continue to happen whether it be for weal or woe. Look at Panama, and other Isthmian routes—Nicaragua, Honduras and Tehuantepec. See what is going on there,—what the *reality* is, and not what theorizers would have it. These are all highways between the Eastern and Western States and territories of our Republic. Our people comprehend their importance in this respect, and with characteristic sagacity, enterprise and energy, are acquiring rights there, building on the routes of transit, subduing and cultivating the soil upon the routes, and establishing commercial entrepôts and agencies in every direction; and in this way are advancing to material, moral and political power, while the unmitigated and degenerate native races who occupy the country are rapidly passing away.

This Focus of the United States just now is smitten with visions of another gigantic movement in the way of "manifest destiny," about to be made in Central America—a movement which evidently has the favorable opinion, if not the positive sanction of the American Government. A new Republic, on the plan which has been so successful here, is about to be established in the Mosquito country, including the valuable port of San Juan, on territory purchased of the reputed monarch of that country, about equal in area to that of the State of Tennessee. We take it for granted that this movement will succeed, for it is in the hands of men accustomed to break new countries to the uses of civilization, and to establish the simple form of Government we have found best adapted to promote the prosperity and happiness of the masses. What a remarkable faculty our people have in Government making, has been frequently illustrated. The theorizing statesmen of the old world might take lessons from our backwoodsmen and hardy pioneers, of incalculable advantage in promoting the welfare of the nations beyond the Atlantic. How thoroughly practical we are, the history of Texas and of California abundantly shows. The precedents found in old and musty books have no terrors for us. We can make Republics and establish good Governments, on the basis of common sense and common interests, as readily and as naturally as we erect telegraphs or build railroads; and we create these Governments just when and just where our outlending influence and our interests naturally lead us.

We do not propose to discuss the validity of grants made by the Mosquito King. While our Government refuses to acknowledge any pretended rights of Great Britain, as against us, under the Mosquito King, we have nothing, and can have nothing to do with the Mosquito title as between the Mosquitians and the Nicaraguans themselves. Nor have we anything to do with the dispute, if it shall arise, between Col. KINNEY's Colony and Nicaragua. The latter Government admits foreigners to settle upon *its* territory. If Col. KINNEY and his friends avail themselves of their right of self-expatriation and shall become troublesome subjects, even of Nicaragua, that is their business—not ours. If they leave our shores as individuals, or in a company, but not as an armed expedition, there is nothing in the Law of Nations to restrain them, nor in the Law of Nature to condemn them. If there were, then it would be impossible ever to rescue a country from the disastrous influences of the bad or inefficient rule and abuse of a decaying and degenerate people:—the wilderness would needs remain a wilderness, until the last savage had vacated it for new fields or the grave.

The new Republic is likely to be established, and Col. KINNEY has been chosen as its founder, doubtless *because* he is a tried, practical American pioneer,—because he possesses, in a high degree, those characteristics of Americans which lead them to seek and develop new fields of enterprise, whether political or commercial. He will succeed, probably, because, among other reasons, it is largely the interest of himself and his associates to succeed. He seems eminently fitted for the post assigned him, having abundantly demonstrated his sagacity and skill as a pioneer, and as a founder of communities. His life is full of almost romantic success. He is a native of Pennsylvania; started in life for himself at 13 years of age, without friends or means, went early to the West, and founded, if we mistake not, the now flourishing city of Chicago. He was among the first of the immigrants to Texas; was foremost in the memorable struggles of the Colonists there with the Indians and the Mexicans, and finally built up and governed a community of some ten thousand souls at Corpus Christi, where no white man had been before him. The substantial reward of his enterprise is the possession of about a million acres of land in Texas, and the confidence and esteem of all who know him.

We know nothing of the affairs of this company, under whose title to Mosquitian territory Col. KINNEY goes out to establish his colony,—nor of the grants themselves, more than is revealed by the statements of the parties interested. These are secondary matters. The great fact that stands out, is, that Col. KINNEY with about a thousand resolute Texans, Pennsylvanians, New-Yorkers, Louisianians, Georgians, and others, is going to develop the soil and commerce of the country, to open its mines, and to teach the inhabitants how to work, and how to govern themselves. We can hardly measure the certain results of this enterprise, in the future of that part of the world, abounding in all the productions of every clime, believed to be rich in mineral wealth, and occupying a commercial position so important to our own country and to the world at large. They can be estimated only in the light of American character and history. The people of Central America will do well not to oppose this enterprise, but rather to hail it as one calculated to improve their condition, impart permanence to the institutions of the country, give value to their property, and arrest their decline. If they could roll back the tide of progress, it would still be the height of folly to attempt it. But the progress of true American influence over the continent is inevitable. This expedition is but the opening of another chapter in its history.

A Notice, with Advice.

Something like a fortnight since we published a letter signed "WM. S. HORTON, Poor Visitor," appealing to the charity of the public on behalf of a poor woman, in the last stages of a mortal disease, who had been deserted by her husband, and who, with her little boy, was quite destitute of the necessaries of life. Donations were invited to be sent to this office to "MR. HALE," where they would be called for. The Editor of the TIMES has received various donations, amounting in all to $30, and has made various efforts to see Mr. HORTON, or to procure some knowledge of Mrs. HALE. A notice has been inserted once or twice inviting Mr. HORTON to call at the office; but hitherto without effect; and inquiries made through various channels for the same object have proved equally unsuccessful. This extraordinary delay has created suspicion that the application was less meritorious than it appeared; and we shall accordingly not pay over the money to any party until we are fully satisfied of the character and merits of the application. If this notice should fail to attract Mr. HORTON's attention and lead to satisfactory explanations, we shall give the money, unless objection is made by the donors, to the Treasurer of the Association for Improving the Condition of the Poor—by whom, we know it will be well bestowed.

We may as well add our advice to the many persons who frequently favor us with donations of money to be applied to the relief of the suffering poor, that there is no agency in the City through which such donations may be made with a greater certainty that they will be well applied than this. They have a large and faithful corps of visitors, who make it their special business to inquire personally into the condition and necessities of applicants for relief, and then to suit the aid to the special emergencies of each particular case.

Mediation between the Belligerents.

Mr. SUMNER offered a resolution that the Committee on Foreign Affairs be directed to consider the expediency of tendering the mediation of the United States to the Governments of Great Britain, France and Turkey, on the one side, and of Russia on the other, in the hope of withdrawing the existing controversy between them from the destructive ampiage of war, so that the blessings of peace may be secured to the people of these nations, and also to the general commerce of the world.

So says the report from the United States Senate yesterday. If there were the slightest hope that the belligerents would consent to our umpirage, it might be well for them and creditable for us that we step in and do what we can to stay the torrents of blood that are flowing into the Euxine. The grounds of this terrible war are so slight, the causes that have produced it so frivolous and unsubstantial, one would think that if reason could catch the ears of the combatants for a moment, there might be an accommodation and settlement.

Then, all parties must be heartily sick of their ruinous position. Russia, now, has nothing more to gain than she possesses, and the allies cannot but confess that they have *very much to lose, with little else* than very expensive glory to gain. Would they not be thankful to any party that would take off their hands the responsibility of settling the dispute?

Probably not. The story is current that Sam Patch has turned up in Australia. When he made his last leap at Genesee Falls, he went so deep that he thought it safer to keep on than try to get back again to the surface. Our fighting neighbors are in like condition. They cannot back out. They must go through to the bitter end. Without much question all offers of mediation would be rejected. Moreover, Russia is jealous of our family relations to England. He would hardly consider us a fair mediator, being part of the same family. England is distrustful too. She has charged us with coquetting already with her enemy. France has a bone or two to pick with us as soon as she is disengaged, and Turkey would hesitate to entrust the interests of the Crescent to a people, which, from long habit, has regarded the Turk's name as a synonym of, or a shade more wicked than that of the heathen.

It is a great quarrel, and luckily we are out of it. We ought to hesitate long before putting in our hand uninvited. There could be no harm in Senator SUMNER's resolution though. The mere "consideration" the Committee will give the matter the better. We are great when we attend to our own business,—it would be very profitable to "consider" what sort of work we should make attending to other people's.

☞ The Washington *Star* says:

"Try the experiment of providing that hereafter every speech proposed to be delivered on a subject not immediately before the House shall be filed, in writing, with the official reporter, for publication, just as it is now provided that notices of petitions, &c., may be filed with the Clerk and referred, without in any manner bringing them in so as to take up the time of the body in proceedings attendant on their presentation."

It would relieve the House, but how it would bore the country! Three interminable speeches would be made where one is now. No, no! Don't do anything to encourage the loose-tongued men in Congress. The advertising columns of the newspapers are open for those who would talk to Buncombe;—through them let their dull eloquence be drained. The impatience of the House, and the horror that everybody feels for long speeches not his own, will keep the supply within such limits that very patient people can tolerate them.

☞ We publish in another column a communication from one of the oldest and most respectable members of the bar of this State, upon the subject of a Prohibitory Liquor law. He has hitherto been opposed to the principle of such a law, but is now convinced of its necessity and expediency so far as grog-shops, bar-rooms and tippling-houses are concerned. The article is written with ability and in a spirit of moderation, and with a force of argument which commend it to attention. We publish it not as expressing our own views, but because it presents views and considerations well worthy of reflection.

☞ It is reported that on Wednesday night the people of Erie, although surprised by the City Councils of Philadelphia,—they having arrived at Erie on their way to celebrate the opening of the Sunbury Railroad, while a Committee from Erie was away in search of them,—gave the excursionists "a most cordial welcome."

☞ On our second page this morning will be found two very interesting letters, one from DANIEL WEBSTER and the other from EDWARD EVERETT, to HON. GEO. P. MARSH, our late Minister to Turkey, concerning the case of REV. DR. KING. The principles laid down in these letters are important and deserve attention.

☞ We understand that J. VANDERBURGH, Esq., of Syracuse, has been appointed Judge Advocate General by Governor CLARK. E. PESHINE SMITH, Esq., of Rochester, has been appointed Deputy Superintendent of Common Schools in place of J. J. CHAMBERS, Esq., resigned.

☞ The Legislature of South Carolina passed a bill granting $2,000,000 in aid of the Blue Ridge Railroad, on Tuesday last.

☞ By the *Black Warrior* at New-Orleans we have later news from HAVANA. It is not important.

☞ Mr. DONALD MCLEOD lectures this evening at the Commercial Library, Astor-place, on a subject interesting to all—"The World's Debt to Literary Men". The lecturer and the lecture are alike worth listening to.

Amusements.

BURTON'S THEATRE.—MR. MORRIS BARNETT, the author of "A Serious Family," and other successful dramatic works, made his second appearance last night in the character of *Monsieur Jacques*, in the comedietta of that name. The play is slight, the incident on which it is founded being purely of a narrative character; but the narrator—a glorious old French musical enthusiast—invests it with an interest and pathos not often exceeded. The naturalness of Mr. BARNETT's acting must be seen to be understood. In accent, gesture and subdued vivacity, he is incomparably the best Frenchman we have seen on the American stage. The piece was thoroughly successful, and will doubtless be repeated. We advise our readers to improve the next opportunity. "Monsieur Jacques" is worth knowing.

Mr. JOHNSTON, a talented member of this company, took his benefit on Wednesday evening. The house was not as well attended as usual on this popular comedian's night. The entertainments were warmly applauded, particularly a dance by a couple of beautiful children, (AUGUSTA and MARIE,) called the "National Polka." It was quite a hit.

ACADEMY OF MUSIC—The first act of "Norma" to-night, with GRISI's *Casta Diva*; afterwards the entire opera of "Lucia," with Madame BEDEZUCCA MARETZEK and MARIO in the principal parts.

Will this bill draw a proper house on the last night but two of GRISI's and MARIO's engagements?

NEW-YORK CITY.

THE NEW-ENGLAND SOCIETY.

Its Annual Celebration and Anniversary Address.

The Anniversary of the Landing of the Pilgrims was celebrated last night by the New-England Society at the Church of the Messiah. The audience was not large but highly intelligent and respectable. MOSES H. GRINNELL, the President of the Society, occupied the Chair. Several pieces of music, including an Ode written for the occasion, were performed by a select choir. The Oration was delivered by WILLIAM M. EVARTS, Esq., of this City. It was an able and interesting analysis of the *Heritage* we have received from the Pilgrim Fathers,—exceedingly clear in its argument, and compact and finished in style. Its length alone precludes its publication in our columns, and any outline we could present of it would do it injustice. A rapid historical sketch of the religious movements which brought about the organization of the Puritans in England, introduced the fact of their voluntary exile and final settlement in New-England; and Mr. EVARTS then passed to the analysis of their character as a distinct, civil and religious body, which formed the principal part of the discourse. They were drawn from the bosom of the English people; their condition among themselves was that of equality; and they had all the instruction and experience in the enjoyment of persons rights which, even at that day, distinguished the condition of Englishmen. But the traits which most command attention, both from intrinsic dignity and the abiding influence on their conduct, are the depth of their religious convictions, the purity of their religious sentiment, and the fervor of their faith. In an age when faith has grown quiet and religion is much less a prominent ground through the motives of action employed by the Pulpit, might seem to many free-thinkers, rationalists, and others of the mixed grades of sentiment; but their descendants acknowledge them as an essential element in the agencies which were to found and build up this great nation.

In reference to the speculation in which they were to leave their native land to seek these shores, he observed, first, that this community was organized upon the notion that the members were the source of all power; and next, that the tie which bound the brethren together had no reference to selfish interests, but that that of brotherhood for the promotion of their moral welfare. Add to this that the Union was permanent, and embraced the families as well as the individual; that it confirmed and cherished unity of purpose—involved a thorough acquaintance with each, by all, in the least chosen and intimate sense; and that around all was thrown the solemn sanction of Divine authority, and you have a little community with none of the true social spirit to hold it together, and less chance or scope for the operation of selfish discord to weather or dissolve it, than ever has been, or ever can be, otherwise constituted.

The institutions which they founded were greatly in advance of whatever past experience had shown possible. With the Pilgrims liberty never was valued as an end, though as a means to duty it was worthier than all other possessions, and dearer than life itself. The lighter fealty to law and the sincerer devotion, were the constituting constituents of the founders of New-England in their walk and work; they did not think, either by lesson or example, that all men are capable of self-government. Their doctrine and their practice alike rejected such folly, and gave this as the demonstration and truth—that men capable of governing themselves as men, are able to maintain a free civil state as citizens.

While they knew that a strong people neither need or will endure a strong Government, they no less knew that strength must be somewhere, in people or Government, to hold any political society together, and their practical politics were directed by their conviction. Nor was equality of right in the citizens relied on as an adequate social principle to promote the peace and advance and develop the power of the Commonwealth. That both from their natural temporal condition, and from their religious opinions, equality of right would be, in its just sense, recognized and acted upon, was inevitable. But equality of right, standing alone, is a principle eminently discordant and paralyzing to all high and worthy purposes of the general welfare. The Pilgrims knew well the necessity and the grounds of a true public spirit, as their letters and documents attest. Add to these principles what is not as much a separate principle as a comprehensive truth lying at the bottom of the whole enterprise—that the State and the Church were made for man, and not man for the Government and the priest. Question has been made where the Puritan emigrants learned, and whence they derived the great thoughts of equality and freedom, so far in advance of the English liberty of that day, or even the present—as much deeper and purer and better than any then existing civilization could have supplied! He believed the sources of these divine impulses were found in the Christian Scriptures, which they claimed as the rightful and imperishable possession of all men. These Scriptures Pope, Prelates and People all agreed in revering as the precious of God, and knowing well that whoever should hold the key of these oracles, whether Pope, or Prelate or People, would hold the Supreme power—they claimed them as their own, and contested them ever with wrestling and with prayer. Mr. EVARTS spoke at considerable length in further elucidation of the principles of the Puritans, which he commended as the only principles by which the freedom of our institutions could be preserved.

This address, which occupied an hour and-a-half in the delivery, was heard with marked satisfaction to its close.

Marine Disaster.

The *St. Patrick*, which went ashore at Barnegat (noticed on third page) will probably prove a total loss. Her passengers and crew, however, were all saved. They were brought up to the City yesterday by several fishing schooners.

The vessel went ashore two miles south of Barnegat, and filled with seven feet water in her hold.

Ship *Lady Franklin*, Capt. THOMPSON, from Liverpool, reports that on the 6th inst., lat. 41° 30' lon. 69° 30', saw schooner *Pioneer*, BAKER, of Dennis, with signal of distress flying. Bore down and found her in a sinking condition, with crew exhausted from their exertions in bailing. Took on board all hands, six in number, but it blowing strong at the time, they did not save anything. 19th inst., lat. 41° 37', lon. 64° 40', passed a two-masted steamer showing British colors.

Capt. BAKER, of the schooner *Pioneer*, of Dennis, who was taken from the wreck of his vessel while in an exhausted condition, on the 9th inst., tenders his thanks to Captain THOMPSON, of the packet ship *Lady Franklin*, for the kindness shown him and his men while on board—having received every care and attention that could be given.

Irish Civil, Military and Republican Union.

A meeting of the above-named Association was held at Vauxhall Gardens last evening; Mr. MULOY, the President, occupied the Chair, and Mr. HOLLAND acted as Secretary. After the transaction of the usual preliminary business, the President made some remarks, recapitulating the wrongs and the treachery that had ever characterized England's treatment of Ireland. Irishmen, he said, should not at this time be again seduced by the honeyed words of England, but should labor to take advantage of her difficulties; for such were Ireland's opportunity. In conclusion he recommended the suspension of the public meetings of the Society for some time,—he did this not because certain parties were opposed to such meetings, but for reasons understood by every member of the Society.

The recommendation of the President was adopted, and the public meetings of the organization are, therefore, for the present suspended.

Ladies' Fair.

The Ladies' Fair, for the purpose of raising funds to erect a Chapel in the west part of the City, to be called the "Ladies' Memorial to Bishop Wainwright," was opened yesterday at the Chinese Assembly Rooms, and will continue during to-day and to-morrow. A great variety of toys, fancy goods, books, &c., are exhibited for sale, and notwithstanding the pressure in the money market, the sales were quite large.

Collisions.

Yesterday, about noon, as the Peck-slip ferry-boat *Oneco* was entering the slip on the New-York side, she was run into by pilot boat No. 19. The bowsprit of the pilot boat passed entirely through the wheel-house, and a portion of the railing of the boat was carried away.

☞ In regard to the civil suit of Messrs. Condit and Noble vs. Walter K. Moore, the bondsman of the latter surrendered him to the Court, and he was detained until he procures other security.

LONG ISLAND.

A Soup-House for the Poor.

The managers of the Relief Department of the Williamsburg Mission held a meeting yesterday afternoon, at which it was decided to establish a soup house for the benefit of the poor. For this purpose they have hired a part of the old North American, in North Second-street, of the Managers of the Industrial School, for a depository and soup kitchen. The project will be carried into effect as soon as practicable. The Common Council would do a praiseworthy act by making an appropriation to assist in this work of benevolence.

NEW-JERSEY.

Measures for the Relief of the Poor in Jersey City.

There are about 400 men out of employment residing in Jersey City, of which number probably two-thirds are heads of families. Many of these are in need of aid. There are three times as many applicants at the Almshouse for relief as there have been during any Winter for a number of years past. Yesterday there were seventy applications, of which number Mr. WHITLEY, the Superintendent, relieved sixty, by giving them coal and provisions. The Common Council having requested Mayor MARSHALL to call a public meeting of citizens to devise the means of relief for the suffering, such action will immediately be had. Citizens are also devising means for prompt relief by establishing a soup-house. There have been as yet no cases of extreme suffering; but persons have been obliged to apply for aid, who a short time since little expected that such a resort would be necessary.

Items of Texas News—Emigration—Agriculture—Futures of Providence, &c.

Correspondence of the New-York Daily Times.

HOUSTON, TEXAS, Friday, Dec. 1, 1854.

We enter to-day upon the Winter season, and yet the temperature is mild as May. We have been favored with some half a dozen frosts, accompanied with ice of considerable thickness. Our epidemic sickness is now effectually checked,—the atmosphere is completely purified. Business is brisk.

The emigration exceeds the hopes of the most sanguine. A gentleman just down from Alton, Denton Co., says that the emigration in that and surrounding counties is beyond all precedent. They come principally from Missouri, Illinois, Indiana and Arkansas. They find a country in Northern Texas similar in many respects to the one they left, but having the great advantage of a mild climate and Winter range for their stock. They find it also fully equal to more northern latitudes for growing wheat, and for apples, peaches, pears, &c.

It seems to be settled that Northern Texas is soon to be the most densely populated part of the State. The soil is exceedingly fertile, and is almost all of it susceptible of cultivation. The whole country is, in its natural state, a first-rate pasture. It will, doubtless, in a few years, be permeated by railroads. No part of the world affords a better prospect for health. Almost every person who has been there for any length of time is prospering. The people are newly adopting cistern water, which is, doubtless, much the best to be found in any part of the United States. Texas will soon use but little of any other kind of water than pure rain water.

The Texas papers say that the Maine Law is to be made an issue in the next election of members to the Legislature, and they confidently predict its success. Does not this look well for a new State?

Thanksgiving Day was well observed as far as heard from.

A merchant residing in Dallas County, Texas, sold in Houston the other day, at twenty-five cents per pound, several barrels of butter, put up during the Spring and Summer.

The Texas *Telegraph* says it was at least as good as the best Western butter, and readily in Houston readily at thirty-five cents per pound. This is suggestive of a new feature in Texas, as stock growing.

The Dallas, Texas, *Herald* says that the flour manufactured in that county is of a superior quality. Flour sells for $5 per hundred weight, and wheat $1 25 per bushel.

Governor Cuming, of Nebraska.

We make room for the following card, which the acting Governor of Nebraska felt called upon to publish, as a matter of safety:

TO THE CITIZENS OF NEBRASKA: Being apprised that letters written by me have been taken from the mails by some desperate individual or individuals, and words or lines forged in them, over my signature, for political purposes, and that said letters are now being circulated and confidentially used in misleading and deceiving the people of the Territory, I take this method of saying that no letters have been written by me on the true subjects of which I am unwilling to make public; and I respectfully urge citizens to put no trust in any such base slanders, using forged and fraudulent, connected with the strength here to create local hatred, but to vote without regard to them for men and principles worthy of a Territory for which so much has been suffered, and of which so much is anticipated.

The incendiary who will rob the mails, break the seal of private friendship, and forge a written falsehood, to sow discord among our people, and calumniate a public officer, if they are not arrested for the criminal offence, ought surely to have no influence among honorable and intelligent women.

T. B. CUMING,
Acting Governor of Nebraska.

DECEMBER 4, 1854.

Appointments by the President.

By and with the advice and consent of the Senate.

MARK W. IZARD, of the Territory of Nebraska, to be Governor of the said Territory, in the place of IZARD SIBLY, deceased.

JACOB SOMERS, to be deputy postmaster at Williamsburg, Pennsylvania, vice SAMUEL KINZARD, resigned.

THOMAS M. PRESTON to be deputy postmaster at Cohasset, South Carolina, vice JOHN H. GRAHAM, resigned.

PATRICK F. TABER to be deputy postmaster at Shreveport, Louisiana, vice THEODORE LECOMTE, resigned.

JACOB C. MAYES, of Arkansas, to be receiver of public moneys at Little Rock, Arkansas, vice E. F. DUPREY, resigned.

ALBERT GALLATIN, of the District of Columbia, to be navy agent for the navy-yard at the city of Washington, and for the Navy Department, for duty pertaining to A. G. ALLEN, resigned.

☞ M. M. HUBS is Agent for the DAILY TIMES at Bridgeport, Conn. Single copies, or by the week, or month, can be had on application to him.

NEW-YORK WEEKLY TIMES.

Contents for Saturday, Dec. 30.

CORRESPONDENCE.—[illegible] Affairs—[illegible] to on his Travels—The Rational Amusement and Prospects of the Island of Jamaica—[illegible]—Letters from Washington.

KOSSUTH'S GREAT SPEECH ON THE EUROPEAN WAR.

THE BRITISH COMMANDERS.—Brief Sketches of the Leading Commanders in the War with Russia.

THE DRUG TRADE.—Startling Abuses in the Retail Drug Business.

A WINTER IN THE INTERIOR OF NEW-YORK.—The Little Rosebud of Art—Aesthetics, [illegible] the Representatives of Chinese—The Wesleyan Tragedy—Executive of Rebellion.

EDITORIALS.—The Lessons of Servitude—The Black Sea—Kossuth's Speech on the War—Political Status to the Russian Empire—[illegible] Minor effects of the War—The Revolutionary Results of the Present Crisis in Europe—Government Crisis—The Navigation of the Amazon—Kossuth's Opinions.

CITY NEWS.—Large Fire in Brooklyn—Loss of Life—Destruction of the City Assembly Rooms—The Ocean Bank Case, and other highly interesting items of intelligence.

COMMERCIAL.—A fully prepared assortment of the Stock, Money and Market transactions of the week, presented exclusively for that paper. Weekly Statement of the Banks of the City of New-York.

THE WEEKLY TIMES is published on Saturdays, at the low price of Two DOLLARS per annum, in advance, for single copies; Five copies for $7 50; Ten copies for $13, will be sent to one Post-Office Address. Single copies can be had at the counter, in wrappers, ready for mailing, at its usual cash.

☞ The postage on this paper to any part of the United States is 20 cents per annum, payable at the office of publication. Address HORACE GREELEY & CO., No. 128 Nassau-st.

BUSINESS NOTICES.

HOSIERY, UNDER-GARMENTS AND GLOVES.—A great assortment of the lowest prices will be found, at wholesale, at

THE OLD STAND, No. 102 BOWERY.

Particular attention invited to the styles of Hosiery, Under-Shirts and Drawers of our own manufacture.

A. BANKIN & CO., No. 102 Bowery.

JOUVIN'S GLOVES.—WE HAVE RECEIVED BY steamer *Africa*, (made for our sales,) direct from this well known manufacturer, a large quantity of Gentlemen's Kid Gloves, adapted in color, style and quality to the approaching holidays.

LEARY & CO.,
Hanover, Arcade Water, Hanover.

FIVE HUNDRED SPLENDID DRESSES

Of Fine Brocade Silks, Satins, Velvets, &c.,
At 75 cents, $1, $1 25, $1 50, $1 75, each.
Only half the original price.
To close out the Winter Stock.
Also—400 Shawls in Wool and Cashmere, from $1 to $8.
G. R. WILLIAMS & CO., No. 398 Broadway,
Between Anthony and Murray.

FOR THE HOLIDAYS

PURE WINES AND SPIRITS

at wholesale prices, in quantities to suit.
ARTHUR KENDALL,
Wine Merchant, No. 7 Williams-st., New-York.

B. F. T. T. No. 16.

THE WARRIORS THEMSELVES—SCHOOL WE GATHER of the United States Army:—I wonder the inventor of the B. F. T. T. Remedies the most wonderful of all medical discoveries.

In consider of the Body Relief, in some [illegible] I have [illegible] in my family, and in my practice. I have [illegible] a case the disorder and pain continues, relieve in a few minutes. I have almost cured of all sorts of pain by your Body Relief. [illegible] Cholera Morbus, Diarrhoea, Rheumatism, Gravel, Fevers, to use the Body Relief. I [illegible] in cases [illegible] as surely cure without any [illegible] as to be lost without a bottle of Body Relief within my reach.

I believe it from your Body Relief, and I [illegible] who have used them for [illegible] the [illegible] Cholera [illegible] Fever, Ague, Fever and Ague, Rheumatism, Gravel, Fevers, Cholera Morbus, Diarrhoea, Dysentery, Cramp, Pain, Bowel Complaint, and all who have the sick in charge to use them.

H. B. T. Remedies are sold by Druggists everywhere. [illegible] Body Relief on the same, only [illegible] Body Relief on the same, only [illegible] Body Relief on the same, only [illegible] will remain sick, upon a few hours.

H. B. T. Remedies are sold by Druggists everywhere.

RADWAY & CO., Proprietors of RADWAY'S READY RELIEF and RENOVATING RESOLVENT. Office No. 162 Fulton-st., up stairs, New-York.

HOLIDAY AND SCHOOL SUITS FOR BOYS FROM five years old and upwards, made by machinery, on the [illegible] Clothing Warehouse of ROGERS & CO., corner of Fulton and Nassau, Opposite Tontine and [illegible] at from $3 50 to $10, and [illegible] Pantaloons, Vests, Fancy Cassimere, Satin, Fancy Cloth, Velvet, &c., &c., which will surprise every one by the low prices. Also, on the entire stock of Boys' Clothing, every one will be sold below New-York. The [illegible] is unsurpassed in style, fashion and workmanship, and the prices are much lower than elsewhere. Boys' Clothing from $.

HOLIDAY PRESENTS—SPECIAL NOTICE—IN consequence of the recent construction by one of the [illegible] of the extent Fancy Stores of H. B. ROGERS, we have [illegible] the entire stock (where they are worthy of the name) which will comprise every variety of the most valuable [illegible] Fancy Goods, Toys, Jewelry, Cutlery, Perfumery, Fancy Goods, &c. These goods, a portion of which are

SPECIAL NOTICES.

☞ Ladies' Fair.—THE LADIES OF THE REFORMED DUTCH CHURCH OF SEVENTH-AVENUE, propose holding a FAIR for the sale of Useful and Fancy Articles, the proceeds of which will be for the benefit of their Church. It will be opened on the AFTERNOON and EVENING of SATURDAY, 23d inst., and continued on THURSDAY in the basement of the Church. *All the friends of Santa Claus are invited to attend.*

☞ Fruit and Ornamental Trees and Plants.—Including everything necessary to the Garden, Greenhouse, Nursery and Orchard, with all the recent introductions, at very low rates. Descriptive price Catalogues gratis. Orders sent to New-York. Ornamental and other planting done in any part of the country. Address R. M. WATSON, Old Colony Nurseries, Plymouth, Mass.

☞ Maillard's Excelsior Salve—25 Cents a Box.—A recent variety of 20 years' standing—a sure and speedy cure for Burns, Scalds, Boils and all external injuries; recommended by physicians; sold by all druggists in the United States. A. B. & D. SANDS, C. V. CLICKENER & CO., C. N. BING, New-York; and WM. R. SIZER, Brooklyn.

☞ Stockholders' Dinner for the Anniversary of the American Order of Foresters, are hereby notified that, in consequence of the Burning of the City Assembly Rooms, the Hall will be held on THURSDAY EVENING, Jan. 11, 1855, at the Chinese Assembly Rooms, No. 539 Broadway.
F. SILYEU, Jr., Secretary.

☞ At the Adjourned Meeting of the citizens of all the City Railroads, held on the 16th of October, 1854, the following resolution was passed:
Resolved, That all conductors of the cars the name for which Free Tickets are now out the system will be discontinued, and that hereafter no free tickets will be issued to any person.
THOMAS CRAW, Pres. N. Y. & Harlem Railroad.
WM. DARLING, Pres. 9th-av. Railroad.
JAMES J. ARMY, Pres. 8th-av. Railroad.
OLIVER OTIS LOCK, 4th-av. Railroad.
D. F. ROBINSON, Secretary.

☞ Resin of Tuscarora Flowers.—
Oh! see the Tuscarora Flowers!
Sweet glorious gift to this world of tears!
Breathing the gifts of each fresh shower through
Every flower upon the morning dew.
A balmier Tuscarora not Pomona's Tree,
Hath given to Man, Beast, Bird, Insect, Bee.
Oh! see the Tuscarora Flowers!
Sweet glorious gift to this world of tears!
Sold by C. V. BING, No. 185 Broadway; and by all Druggists. Price 50 cents.

☞ THE GREAT ESTABLISHMENT—AYER AND NAYS ON THE THIRD PERIODICAL.—Ayer's Cathartic is in Broadway, on Monday Evening, Nays in Nassau, Ayers in Broadway, on Monday Evening, Nays in Nassau, Ayers in Broadway, Chicago, Nassau, Ayers, Nassau, Nays, Ayers, Nassau, Nays, Ayers, Nassau, Nays

Slavery in Kansas.

Governor Reeder, of Kansas Territory, gives his views of the transaction of the measures of the Legislature of Kansas. He is honest and outspoken:

FORT LEAVENWORTH, KANSAS TERRITORY, Nov. 21.

GENTLEMEN: On the 15th inst. you called on me in the capacity of a Committee claiming to represent a meeting of citizens of Kansas Territory, held the preceding day at Leavenworth City, and proceeded to confer with your memorial on behalf of that meeting. The substantial communication with the statement that you are acting under a resolution of such meeting, and coming by apparently appointed me to confer with the citizens of those [illegible] by whom you were appointed. [illegible]

The meeting was not of the "citizens of Kansas," as your proceedings will show, if you will produce them. It was a meeting composed mainly of citizens of Missouri, and a few of the citizens of Kansas. Your own body, when I am now addressing, contains two undoubted residents of Missouri, one of whom is your Chairman, who resides with his family in the town of Liberty, Missouri, as he has done for years, and whose only attempt at a settlement in Kansas consists of a card nailed to a tree upon ground long since occupied by other settlers, who have built and live upon the claim. The President of your meeting was Major JOHN DONIPHAN, a resident and large landholder in Clay County, Missouri, as he has stated to me since the meeting, and will not hesitate to state again, as he is a high-minded and honorable man, above all concealment or disguise. The gentlemen principally composing your meeting came from across the river, through the road from the ferry to the town, on horseback and in wagons, in numbers variously estimated by different persons from 200 to 300, and after the meeting was over returned to their homes in the State of Missouri. These are facts as notorious here as any public occurrence can be, and every man who had eyes to see and ears to hear is cognizant of them.

They were the subject of much remark, and the cause of deep dissatisfaction, and even on the ground in the meeting, and in reply to the speech of your Chairman, who was chief spokesman of the occasion, this invasion of our territory was loudly complained of by some of the citizens of Kansas, and has frequently since been made the subject of indignant complaint to me. Such is the meeting from which you derive authority, and such the title by which you assume to interfere in the regulation of our affairs. Few men, with all the facts before them, will be hardy enough to say that the assumption is entitled to any respect. The law guarantees to us the right to manage our own affairs; it is the great, much-discussed feature of our Territorial Government, and one which our people justly prize; under the pledges of which the inhabitants of the territory have come and staked their future fortunes on our soil.

The pledges of that law must be redeemed; and if we were a poor, pitiless boon to have escaped from the domination of Congress, if we are only to pass under the hands of another set of self-constituted rulers, foreign to our soil, and sharing none of our interests, no matter what may be their virtues or their worth as men and citizens at home. It may be very desirable for gentlemen to live among the institutions of the South, with all the accumulated convenience and luxuries of an old home, and make an occasional expedition into our territory, to manage our affairs, instruct our people and public officers, and control our Government; but it does not suit us, and I much mistake the people of this territory if they submit to it. One thing I am certain of—that, having sworn to perform the duties of the office of Governor with fidelity, I shall renounce or resist it in friend or foe, and without regard to the locality, the party, the faction, or the law from which it comes.

That much the citizens of Kansas have a right to demand at my hands, and to fail in it would be the highest dereliction of official duty. We believe that we are competent to govern ourselves; and as we must bear the consequence of our own errors, and reap the fruit of our own decisions, we must decline any gratuitous help in making them.

We shall always be glad to use our neighbors across the river as friends and visitors among us, and will endeavor to treat them with kindness and hospitality. We shall be still more pleased if they will abandon their present course and dot our beautiful country with their countenance, to contribute to our wealth and progress; but until they do the honor to become inhabitants, I am bound to say that we must manage our own affairs, and cannot allow them any participation in regulating our affairs. When that is to be done, we insist that they shall stand aside and permit us to do the work ourselves.

This, gentlemen, with due respect for you personally, is the only reply I shall give to the suggestions in behalf of your meeting relative to the time and manner of taking our census and holding our election. Your obedient servant,

A. H. REEDER.

To F. GUENSER, D. A. N. GROVER, ROBERT C. MCKEAN, WILLIAM F. DUNN and ALFRED JOHNS, Esquires, Committee.

LAW INTELLIGENCE.

UNITED STATES CIRCUIT COURT—Dec. 20.

Before Judge Nelson.

The case of Sickles vs. Young, which was adjourned from yesterday until this morning, was called up. Mr. Stewart stated to the Court that he found that he could a divided duty here; that he was retained for the case of The Troy Nail and Iron Company vs. Thomas Corning et al., in which Judge Nelson had granted an order to show cause; remarkable have before Judge Hoffman yesterday; but, as Judge Hall was engaged in another matter, the motion could not be heard; that he had taken it up with the other, and that both cases were important, and he must, therefore, ask for the indulgence of the Court in many [illegible].

Judge Nelson suggested that, as that proceeding was before the Judge alone, an arrangement could be made that motion should be heard out of Court hours, so as to go on with the case, and not detain the Jury.

The arrangement was accordingly made with the counsel in the other case; and then the case proceeded with. A Jury was empanelled, and one of the counsel for the plaintiff, Mr. Thornton, of Providence, R. I., proceeded to open the case to the Jury in a speech which occupied the day.

The suit is to be remembered, is one involving the patent of Frederick E. Sickles for improvements in the manufacture for fitting, tripping, and closing the valves of steam engines, usually known by the name of the Sickles cut-off. It comes up now under an order made by Judge Nelson, postponing the proceedings on a motion for an injunction in equity, in order, by a trial of legal facts, to determine the validity or difference of the specification claimed by the opposing parties.

For plaintiff, Mr. Keller and Mr. Thornton; for defendant, Mr. Stewart and Mr. Blanchard.

A motion was brought on this morning in the case of the Troy Nail and Iron Company vs. Thomas Corning et al., which is the famous Hookhand & Spike case in the Northern District. The question on the motion arises as to the construction of the order of the United States Supreme Court, ordering a reference to a master. The papers were read and the argument adjourned on account of Mr. Stewart's engagement in the preceding case.

SUPREME COURT—Circuit.

Wednesday next, Dec. 27, will be the last day for filing notes of issue for the January Calendar. Notice of trial must be given on the Calendar, and not be, and it is requested that attorneys will hasten the cause.

WRONGFUL DISTRESS—DAMAGES.

Fraser vs. Terrill.—This is an action for damages in $5,000 for an accident, arising as is alleged by the plaintiff, through the want of care and recklessness of the defendant. One of the arches of a building in Broadway came to support fell upon the plaintiff, and broke his thigh and otherwise injured him.

It is alleged that the arch was made too flat, and not properly bound, and that at the time of the accident the plaintiff, by the order of the defendant, was engaged in shifting out the upright which held the arch.

The defendant denies the want of care, or that Fraser suffered from obeying his orders; but if he had obeyed them properly, would not have been hurt.

The plaintiff, in his proofs, to show the strength of the arch, he claimed, ought to have been, and the evidence on the other side, that it was not properly bound, and

AUCTION SALES.

BY E. B. BELL & CO., TUESDAY, Dec. 26, at 10 o'clock, at the Exchange, No. 374 Broadway, will be sold, by order of the Sheriff, a large variety of valuable Dry Goods, Cutlery, Jewelry, Watches, Clocks, Fancy Goods, Toys, Musical Instruments, Fancy Articles, Perfumery, Hardware, Cutlery, Guns, Rifles, Pistols, Powder, Shot, Lead, Percussion Caps, Fishing Tackle, Boots, Shoes, Hats, Caps, Trunks, Carpetbags, Umbrellas, Parasols, Canes, Cigars, Tobacco, Pipes, Segars, Cigar Cases, Pocket Books, Wallets, Combs, Brushes, Soap, Perfumery, Fancy Articles, Stationery, Blankets, Flannels, Linseys, Satinets, Cottonades, Drab Cloths, Tweeds, Cassimeres, Vestings, Cloth, Satin, Velvet, Silk, Cotton, Linen, Thread, Tapes, Needles, Pins, Buttons, Suspenders, Gloves, Hosiery, Ribbons, Laces, Edgings, Insertings, Muslins, Ginghams, Calicoes, Shirts, Drawers, Cravats, Ties, Bosoms, Collars, Gloves, Mitts

New-York Daily Times.

MARRIED.

[illegible] on Thursday, Dec. 21, by Rev. Jno. P. Law[illegible], WILLIAM MILLS, Esq., of New-York City, to Miss MARTHA [illegible], of Long Island.

DIED.

[illegible] City, on Thursday, Dec. 21, JOHN OGDEN THEIRS, [illegible] of his age.

The friends and acquaintances, and those of his uncle, [illegible] Teller, are respectfully invited to attend his funeral, from his late residence, No. 42 Bowery, at 1 o'clock, on Saturday afternoon.

[illegible] City, on Wednesday, Dec. 20, at the fire in Broadway, [illegible], in the discharge of his duty as a fireman, JAMES [illegible], aged 28 years, 2 months and 22 days.

The friends and acquaintances, and those of his brothers, [illegible] are respectfully invited to attend his funeral, from the residence of his brother, F. V. and E. S. Lawrie, No. 57 2d-st., this day (Friday) at 1 o'clock P. M.

[illegible] City, on Thursday morning, Dec. 21, GEORGE W., [illegible] son of John H. and Mary Powers, aged 1 month and [illegible] days.

The relatives and friends of the family are respectfully invited to attend his funeral, this (Friday) morning, Dec. 22, at 10 o'clock, from No. 229 Spring-st. His remains will be conveyed to Greenwood, N. Y.

[illegible] City, on Tuesday, Dec. 19, JEREMIAH LOUNSBURY, [illegible] of the family, Eurotas Lodge F. and A. M., and [illegible] company National Guard, with the members of the Seventh Regiment generally, in uniform (overcoats), are respectfully invited to attend his funeral, on Friday, the 22d inst., at 2 o'clock, from the residence of his father, in Union-st., North Dutch road of Coney-st.

[illegible] and Charleston papers please copy.

[illegible], on Tuesday, Dec. 19, WILLIAM TAYLOR, only child of William H. and Ellen A. Van Vorst, aged 3 years, 1 months and 10 days.

The friends of the family, also the friends of the family of W. Taylor, are requested to attend the funeral, this (Friday) afternoon, the 22d inst., at 1 o'clock, from their residence in Union-st., North Dutch road of Coney-st.

[illegible] and Charleston papers please copy.

[illegible], on Wednesday, Dec. 20, ANN CORNELIA, daughter of H. B. Perry, Esq., aged 1 years and 7 months.

Relatives and friends of the family are invited to attend her funeral, from the residence of her parents, No. 63 Spring-st., on Friday, the 22d inst., at 1 P. M.

In this City, on the morning of Wednesday, Dec. 20, HENRY [illegible], in the 44th year of his age.

The friends of the family are invited to attend his funeral, without further invitation, from his late residence, No. 141 Washington-st., on Friday, at 1 P. M.

In Williamsburgh, on Wednesday, Dec. 20, E. RUSH REEVE, aged 18 years, eldest son of the late Rev. Morgan J. Rhees, D.D.

His friends, and those of his family, are respectfully invited to attend his funeral, without further notice, on Saturday, 23d inst., at 2 o'clock A. M., from the First Baptist Church, corner of 4th and South 5th-sts., Williamsburgh.

COMMERCIAL AFFAIRS.

For Markets see Sixth Page.

Sales at the Stock Exchange....Dec. 21.

$5,000 Virginia 6s	89¾	20 Erie Railroad	43
1,000 Missouri 6s, bds	77	do	43
1,000 Illinois 6s, bds	86	10 do	43
1,000 Erie Income Bds, c	84½	100 do	43
1,000 Erie Income Bds, c	84½	100 do	43
1,000 Ill. Cen. R. Bds	82	100 do	43
5 do	82	100 do	43
1,000 N. Y. Cen. R. Bds	90	100 do	43
1,000 Mich. S. & N. I. Bds	75	100 do	43
1,000 Cin. & Chic. Bds	75	100 do	43
1,000 Pitts. Ft. W. & Chic. Bds	84	100 do	43
1,000 Reading RR. Bds	84	100 do	43
1,000 Norfolk Bds	75	100 do	43
1,000 Norfolk Bds	75	100 do	43
1,000 Norfolk Bds	75